



U. S. Department of Justice

Federal Bureau of Prisons

Metropolitan Detention Center

535 N. Alameda Street
Los Angeles, CA 90012
April 11, 2018

MEMORANDUM FOR BRET DORETHY, ASSOCIATE WARDEN, PROGRAMS

FROM:

(b)(6); (b)(7)(C); (b)(7)(F)

SUBJECT:

SPECIAL VISIT
LAYFIELD, Philip (9S)
Reg. No. 71408-050

Requested Visiting Date: Sunday, April 15, 2018 and April 22, 2018

Date of last special visit: N/A

CMC: No

Visitor(s):
Relationship:

(b)(6); (b)(7)(C); (b)(7)(F)

Unit Team Recommendation: Inmate is requesting to visit his family for the next two Sunday's as they are unable to visit on his assigned day. Inmate Layfield reports that his Wife will be relocating out of state ,therefore he does not anticipate receiving any further visits.

Type of Visit:

- ☐ 2 hour Special Visit
☒ One time Special Visit
☐ SHU Inmate Visit (Visiting Room)
☐ SHU Inmate Visit (SHU)

UM: APPROVE/DISAPPROVE

(b)(6); (b)(7)(C);
(b)(7)(F)

3/22/18; trial date 5/15/18

CMC: APPROVE/DISAPPROVE

(b)(6); (b)(7)(C); (b)(7)(F)

AWP: APPROVE/DISAPPROVE

[Signature]

CENTRAL FILE COPY

VISITING LIST FOR INMATE: LAYFIELD, PHILIP JAMES

REGISTER NUMBER: 71408-050

UNIT: 6 N/S

65 filings

(b)(6); (b)(7)(C); (b)(7)(F)

TOTAL VISITORS: 1

APR 10

U.S. DEPARTMENT OF JUSTICE

VISITOR INFORMATION CDFRM

FEDERAL BUREAU OF PRISONS

(b)(6); (b)(7)(C); (b)(7)(F)	Institution MDC	Date 3-23-18
	Re: (Inmate's Name and Register No.) Philip Lawfield 71408050	
(b)(6); (b)(7)(C); (b)(7)(F)	(b)(6); (b)(7)(C); (b)(7)(F)	(b)(6); (b)(7)(C); (b)(7)(F)

I am requesting that you be included among my approved visitors. In order to establish your suitability as a visitor, it may be necessary for institution officials to send an inquiry to an appropriate law enforcement or crime information agency to ascertain whether or not placing you on my visiting list would present a management problem for the institution, or have other possible adverse effects. The information obtained will be used to determine your acceptability as a visitor. The Bureau of Prisons' authority to request background information on proposed visitors is contained in Title 18 U.S.C. § 4042.

In order for you to be considered for the visiting privilege with me, it will be necessary for you to fill out the questionnaire and release form below and return it to the following address: (Institution address).

You are not required to supply the information requested. However, if you do not furnish the information, the processing of your request will be suspended, and you will receive no further consideration. If you furnish only part of the information required, the processing of your request may be significantly delayed. If the information withheld is found to be essential to the processing of your request, you will be informed, and your request will receive no further consideration unless you supply the missing information. Although no penalties are authorized if you do not supply the information requested, failure to supply such information could result in your not being considered for admittance as a visitor. The criminal penalty for making false statements is a fine of not more than \$250,000 or imprisonment for not more than five years or both (See 18 U.S.C. § 1001).

Sincerely, *Phil*

(b)(6); (b)(7)(C); (b)(7)(F)

(If applicant is under 18 years of age, signature of parent or guardian indicates consent of minor to visit inmate).

If additional space is required, you may use the back of this form.
To be filed in Inmate Central File, FOI Section 2

PDF

Prescribed by P5267

Replaces BP-A629 of Sep 00

FILE IN SECTION 3 UNLESS APPROPRIATE FOR PRIVACY FOLDER

SECTION 3

1 ORDR

2 (Your name) Philip Samuel Pesin

3 (Address) 1640 Liege Drive

4 Henderson, NV 89012

5 (Telephone) 702-990-0983

6 In Proper Person

FILED

2009 MAR 11 P 12:08

CLERK OF THE COURT

7 DISTRICT COURT

8 CLARK COUNTY, NEVADA

9 In the Matter of the
10 Application of:

11 Philip Samuel Pesin

12 for Change of Name
13 _____

CASE NO:

D-09-406232-N

DEPT. NO.

I

14 **ORDER FOR CHANGE OF SURNAMES**

15 This matter having come on for (check one) ☐ hearing/ ☐ summary disposition in the

16 Family Division of the Eighth Judicial District Court, County of Clark; and the Court being fully

17 advised in the premises, both as to subject matter as well as the party thereto, and that
18 jurisdiction is proper in Nevada and good cause appearing therefore;

19 **IT IS HEREBY ORDERED, ADJUDGED AND DECREED** that Philip Samuel Pesin,
20 born on July 24, 1973, in New York, New York, name be changed back to Philip James Layfield.


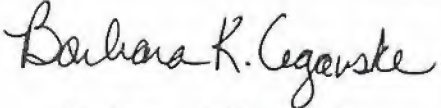
21 **IT IS FURTHER ORDERED** that the Department of Vital Statistics shall issue a new birth
22 certificate for Petitioner with the name of Philip James Layfield.
23
24
25

FOI EXEMPT

Secretary of State State of NEVADA

OFFICE OF THE
SECRETARY OF STATE



APOSTILLE (Convention de La Haye du 5 octobre 1961)			
1. Country: Pays / País:	United States of America		
This public document Le présent acte public / El presente documento público			
2. has been signed by a été signé par ha sido firmado po	EDWARD FRIEDLAND		
3. acting in the capacity of agissant en qualité de quien actúa en calidad de	CLERK OF THE COURT		
4. bears the seal/stamp of est revêtu du sceau / timbre de y está revestido del sello / timbre de	CLARK COUNTY JUSTICE CENTER		
CERTIFIED Attesté / Certificado			
5. at à / en	Carson City, Nevada, U.S.A.		
6. the le / el día	TWENTIETH DAY OF FEBRUARY, 2018		
7. by par / por	Barbara K. Cegavske, Secretary of State, State of Nevada, U.S.A.		
8. Number sous no bajo el número	251103		
9. Seal/Stamp: Sceau / timbre : Sello / timbre:		10. Signature: Signature : Firma:	 Barbara K. Cegavske Secretary of State

This Apostille only certifies the authenticity of the signature and the capacity of the person who has signed the public document, and, where appropriate, the identity of the seal or stamp which the public document bears.

This Apostille does not certify the content of the document for which it was issued.

This Apostille is not valid for use anywhere within United States of America, its territories or possessions.

Cette Apostille atteste uniquement la véracité de la signature, la qualité en laquelle le signataire de l'acte a agi et, le cas échéant, l'identité du sceau ou timbre dont cet acte public est revêtu.

Cette Apostille ne certifie pas le contenu de l'acte pour lequel elle a été émise.

L'utilisation de cette Apostille n'est pas valable en / au Etats-Unis d'Amérique, ses territoires ou possessions.

Esta Apostilla certifica únicamente la autenticidad de la firma, la calidad en que el signatario del documento haya actuado y, en su caso, la identidad del sello o timbre del que el documento público esté revestido.

Esta Apostilla no certifica el contenido del documento para el cual se expidió.

No es válido el uso de esta Apostilla en los Estados Unidos de América, sus territorios o posesiones.

FOI EXEMPT

MAR 10 2009

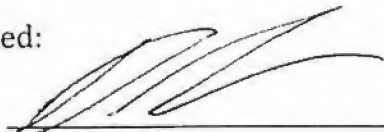
DATED this _____ day of (month) _____

CHERYL B. MOSS

DISTRICT COURT JUDGE

Respectfully submitted:

(Your signature)



(Your name)

Philip Samuel Pesin

(Address)

1640 Liege Drive

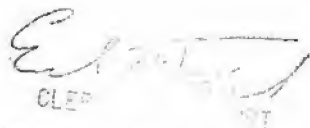
Henderson, NV 89074

(Telephone)

702-990-0983

Petitioner in Proper Person

STATE OF NEVADA



MAR 11 1 55 PM '09

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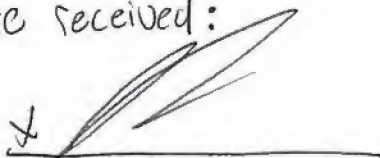
2

FILE
COPY
FILE

FOI EXEMPT

Inmate received:

X



Date 6/6/18

Unit I

PHILIP JAMES LAYFIELD, 71408-050
LOS ANGELES MDC UNT: 6 N/S QTR: I05-922L
535 N ALAMEDA STREET
LOS ANGELES, CA 90012

Unit 1 File

LOS/InmateToWarden - 00bbeffb-24b7-4b5d-afc3-31f3ebc0a7ef

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 4/24/2018 1:31 PM
Subject: 00bbeffb-24b7-4b5d-afc3-31f3ebc0a7ef

You can submit a sick call request to be seen by Health Services in order to sign a medical release form so that we can receive documentation stating that you have a medical condition that requires specific shoes. In the meantime, you may purchase soft shoes from the commissary.

>

To: Warden
Inmate Work Assignment: Warden

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

00bbeffb-24b7-4b5d-afc3-31f3ebc0a7ef

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

Dear Warden:

Pursuant to the instructions from your SIS team, I am sending this message directly to you. I have a diagnosis from the medical department to allow me to receive athletic shoes from the outside because of a medical condition. My wife is prepared to deliver the shoes any day this week. I have already asked our unit manager/counselor and they have failed to timely address the issue. Every day that I am unable to exercise and unable to wear the proper shoes, my medical condition is getting worse. I am making a simple request. Please allow my wife to hand delivery shoes to me when she comes to visit me next week or allow her to ship them directly from Amazon.com to the MDC so I can have them by Thursday. Please confirm this is acceptable so we can move onto more important issues. It really shouldn't take over 40 days for me to get a pair of proper shoes.

Unit 1 File

LOS/InmateToWarden - 12b9c811-1aed-468d-9a1c-16ce3e06feab

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 5/14/2018 4:16 PM
Subject: 12b9c811-1aed-468d-9a1c-16ce3e06feab

A review of your request revealed the following. According to Institutional Supplement 5800.16, Mail Management Manual, "All correspondence will be opened and inspected by Mail Room staff and processed for delivery withing 24 hours of receipt; packages within 48 hours." Mail Room staff receive all mail, to include newspapers, from the U.S. Postal Service warehouse in Los Angeles, California. Mail delivery commonly occurs the same day as it is received, which exceeds set policy expectations. Unfortunately, the Mail Room is not a U.S. Post Office, as staff simply facilitate the delivery of mail to and from the U.S. Post Office. If you are having delivery issues with your newspapers, you will need to contact the entity sending the newspaper to ensure the item is addressed properly to you, and/or the U.S. Postal Service directly.

In response to what you believe to be racial segregation regarding the television viewing. All inmates assigned to general population will have the opportunity to view television. The viewing choices are sports, news and a movie channel respectively. Any other claims of television segregation is not approved nor has this office been made aware of.

I trust this is responsive to your request.

>

To: Warden
 Inmate Work Assignment: Mail Room

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

12b9c811-1aed-468d-9a1c-16ce3e06feab

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

I have subscribed to the USA today so I am able to keep up with some relevant outside news (b)(6); (b)(7)(C);

(b)(6); (b)(7)(C); (b)(7)(F)

(b)(6); (b)(7)(C); (b)(7)(F)

(b)(6); (b)(7)(C); (b)(7)(F)

Please make sure that I am able to get my newspaper without any further dealy. Coming into this facility feels like I've been transported in a time warp where none of the practices that are acceptable in society are promoted by the BOP. Clearly you must either agree with this policy or you have no clue what's going on in here. Please explain how this is possible in 2018?

Unit 1 File
85**LOS/InmateToWarden - 03b76fcc-6106-40c9-9e8e-d6eda2a2896c**

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 5/22/2018 12:51 PM
Subject: 03b76fcc-6106-40c9-9e8e-d6eda2a2896c

A review of this matter reveals you were provided, in several responses, the procedures to request unmonitored legal calls to an attorney. Program Statement 5264.08, Inmate Telephone Regulations, outlines the provisions to allow inmates to maintain confidential contact with his or her attorney. These provisions include: inmate-attorney correspondence, private inmate-attorney visits and an inmate is afforded the opportunity to place an occasional unmonitored call to his or her attorney. Frequent confidential inmate-attorney calls are allowed when an inmate demonstrates that communication with his or her attorney by other means is not adequate and based on staff availability. Your request for an unmonitored legal call must be made to your unit team.

In response to your request for plastic bins to store legal material, you were provided 2 gray bins on 5/21/18.

Regarding your legal mail, according to Program Statement 5800.16, Mail Management Manual, "The Bureau policy on inmate correspondence identifies certain types of incoming correspondence as 'special mail,' to be opened only in the inmate's presence. For this special handling to occur, Bureau policy requires that the sender be adequately identified on the envelope and the envelope be marked 'Special Mail - Open Only in the Presence of the Inmate' or with similar language." Upon arrival at this facility, you were provided an instruction sheet, Special Mail Notice (BP-A0493), which clearly states the required procedures for incoming attorney-client mail. The notice suggests you provide this instruction sheet for special mail privileges to your attorney, when you write to or visit with your attorney. All legal mail must have the attorney's name, title (attorney at law), law firm, address and be clearly marked with "Special Mail - Open Only in Presence of Inmate, or similar language clearly indicating that your correspondence qualifies as special mail." If it lacks any one of these components, it will be treated the same as regular mail. Recently, a package addressed to you, which was labeled legal mail, did not meet the special/legal mail criteria and was subsequently treated as regular mail. Unfortunately, as regular mail, the package did not contain an approved Authorization to Receive Package or Property form (BP-A0331). Accordingly, as the item violated policy, it was rejected. Please follow set guidelines governing special/legal mail and regular mail in the future.

Lastly, in regards to your inquiry on receipt of your newspaper, according to Institutional Supplement 5800.16, Mail Management Manual, "All correspondence will be opened and inspected by Mail Room staff and processed for delivery within 24 hours of receipt; packages within 48 hours." Mail Room staff receive all mail, to include newspapers, from the U.S. Postal Service warehouse in Los Angeles, California. Mail delivery commonly occurs the same day as it is received, which exceeds set policy expectations. Unfortunately, the Mail Room is not a U.S. Post Office, as staff simply facilitate the delivery of mail to and from the U.S. Post Office. If you are having delivery issues with your newspapers, you will need to contact the entity sending the newspaper to ensure the item is addressed properly to you, and/or the U.S. Postal Service directly.

>

To: Warden
 Inmate Work Assignment: Legal Calls

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

03b76fcc-6106-40c9-9e8e-d6eda2a2896c

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT

be delivered to the inmate.

Inmate Message Below

Dear Warden:

I am requesting an unmonitored attorney phone call to be able to communicate with my investigator, paralegal and attorney. My legal team consists of more than my one attorney and it is critical that I have the ability to communicate. Please make accommodations for today.

Additionally, I have requested the plastic bins from my Unit Team in order to store my legal materials in light of your officers taking the box from my cell last week. You assured me that my unit team would provide me with plastic bins and those have still not delivered.

Finally, my legal mail is still not being delivered nor is my newspaper.

Unit 1 File -
95**LOS/InmateToWarden - 9421a14a-379f-41bf-af88-205a68a1da29**

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 5/22/2018 11:37 AM
Subject: 9421a14a-379f-41bf-af88-205a68a1da29

1. Grant my requested unmonitored attorney calls and related calls to my paralegal and investigators;

A review of this matter reveals you were provided, in several responses, the procedures to request unmonitored legal calls to an attorney. Program Statement 5264.08, Inmate Telephone Regulations, outlines the provisions to allow inmates to maintain confidential contact with his or her attorney. These provisions include: inmate-attorney correspondence, private inmate-attorney visits and an inmate is afforded the opportunity to place an occasional unmonitored call to his or her attorney. Frequent confidential inmate-attorney calls are allowed when an inmate demonstrates that communication with his or her attorney by other means is not adequate and based on staff availability. Your request for an unmonitored legal call must be made to your unit team.

2. Grant my request to wear my own clothes at court appearances consistent with BOP policy;

Program Statement 5800.18, Receiving and Discharge Manual, states the U.S. Marshals Service (USMS) will indicate the need for the inmate to dress in civilian clothing. This information will be on the court line list received from the USMS the previous night. Per local procedures the court clothing must be dropped off in the front lobby from an Attorney/representative of the attorney office in a box that contains the attorney's name and return address, must be suitable for re-mailing, must contain inmates full name and register number and be marked "authorized court clothing." Additionally, the Institution Supplement 5580.08A, Inmate Personal Property, states, "Court appearances: Each inmate involved in a jury trial will be allowed to maintain one set of court clothes in the CSD section of MDCLA." Male inmates are allowed to receive the following: 1 suit coat, 1 vest, 1 pair of slacks, 2 shirts, 2 neckties, 1 pair of shoes. Upon receipt of the approved court clothing, staff will store the clothing and provide them to you upon notification of court appearance.

3. Instruct the Unit Managers to deliver the plastic bins for the storage of my legal materials as previously authorized;

In response to your request for plastic bins to store legal material, you were provided 2 gray bins on 5/21/18.

4. Instruct the mail room to cease all actions to refuse my legal mail.

According to Program Statement 5800.16, Mail Management Manual, "The Bureau policy on inmate correspondence identifies certain types of incoming correspondence as 'special mail,' to be opened only in the inmate's presence. For this special handling to occur, Bureau policy requires that the sender be adequately identified on the envelope and the envelope be marked 'Special Mail - Open Only in the Presence of the Inmate' or with similar language." Upon arrival at this facility, you were provided an instruction sheet, Special Mail Notice (BP-A0493), which clearly states the required procedures for incoming attorney-client mail. The notice suggests you provide this instruction sheet for special mail privileges to your attorney, when you write to or visit with your attorney. All legal mail must have the attorney's name, title (attorney at law), law firm, address and be clearly marked with "Special Mail -Open Only in Presence of Inmate, or similar language clearly indicating that your correspondence qualifies as special mail." If it lacks any one of these components, it will be treated the same as regular mail. Recently, a package addressed to you, which was labeled legal mail, did not meet the special/legal mail criteria and was subsequently treated as regular mail. Unfortunately, as regular mail, the package did not contain an approved Authorization to Receive Package or Property form (BP-A0331). Accordingly, as the item violated policy, it was rejected. Please follow set guidelines governing special/legal

mail and regular mail in the future.

I trust this has addressed your concerns.

>

To: Warden
Inmate Work Assignment: Unit Manager Issues

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

9421a14a-379f-41bf-af88-205a68a1da29

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

Dear Warden:

I respectfully request the following immediate relief:

1. Grant my requested unmonitored attorney calls and related calls to my paralegal and investigators;
2. Grant my request to wear my own clothes at court appearances consistent with BOP policy;
3. Instruct the Unit Managers to deliver the plastic bins for the storage of my legal materials as previously authorized; and
4. Instruct the mail room to cease all actions to refuse my legal mail.

Thank you

Unit 1 File -
93**LOS/InmateToWarden - a1468322-fe53-4c73-8319-1545b3149888**

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 5/22/2018 12:52 PM
Subject: a1468322-fe53-4c73-8319-1545b3149888

In response to your inquiry below, all of the discovery computers have "Quick View Plus" installed, a program that allows the viewing of documents in all of the formats listed in your request.

In regards to your request for an unmonitored legal call, you were provided, in several responses, the procedures to request unmonitored legal calls to an attorney. Program Statement 5264.08, Inmate Telephone Regulations, outlines the provisions to allow inmates to maintain confidential contact with his or her attorney. These provisions include: inmate-attorney correspondence, private inmate-attorney visits and an inmate is afforded the opportunity to place an occasional unmonitored call to his or her attorney. Frequent confidential inmate-attorney calls are allowed when an inmate demonstrates that communication with his or her attorney by other means is not adequate and based on staff availability. Your request for an unmonitored legal call must be made to your unit team.

Lastly, in response to your request for plastic bins to store legal material, you were provided 2 gray bins on 5/21/18.

>

To: Warden
 Inmate Work Assignment: Judge Fitzgerald

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

a1468322-fe53-4c73-8319-1545b3149888

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

Dear Warden:

At our hearing on May 2, 2018, the BOP lawyer affirmatively represented to Judge Fitzgerald that all discovery computers, including the ones located in the legal visiting area were capable of viewing excel, powerpoint and other microsoft office standard files. Yesterday, I visited with one of the paralegals assigned to my team and as I explained to Judge Fitzgerald, the BOP lawyer "lied" to him. It is not possible to view those files. Please instruct the BOP lawyer to inform the Judge of his misrepresentation immediately.

Additionally, I am making another request for an unmonitored legal call today.

Finally, I am making another request for a plastic bin to store my legal materials. I prefer not to interact with Ms. (b)(6) due to the ongoing conflict with her intentional violation of my civil rights. Please have another staff member deliver my bins. Due to the fact that she has already retaliated against me for our last conversation, I am choosing to have "NO" verbal communication with her. Everything must be in writing.

From: (b)(6); (b)(7)(C); (b)(7)(F)
To:
Date: 5/23/2018 10:59 AM
Subject: Print and put in Layfield's skinny! Thanks

(b)(6); (b)(7)(C); (b)(7)(F)

>>> (b)(6); (b)(7)(C); (b)(7)(F) 5/21/2018 11:47 AM >>>

2 Gray bins on 5/21/18 delivered to Inmate Layfield by (b)(6); (b)(7)(C); and myself around 11:30 am.

(b)(6); (b)(7)(C); (b)(7)(F)

>>> LOS/InmateToWarden 5/21/2018 10:24 AM >>>

Please provide how many and the date the gray bins were provided. Thanks.

Unit 1 File 5N

LOS/InmateToWarden - fd1f1234-44a1-4a9e-a677-4f090b1f83b7

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 5/17/2018 1:24 PM
Subject: fd1f1234-44a1-4a9e-a677-4f090b1f83b7

A review of this matter reveals you were provided with a written response on April 27, 2018, regarding the procedures to request unmonitored legal calls to an attorney. Program Statement 5264.08, Inmate Telephone Regulations, outlines the provisions to allow inmates to maintain confidential contact with his or her attorney. These provisions include: inmate-attorney correspondence, private inmate-attorney visits and an inmate is afforded the opportunity to place an occasional unmonitored call to his or her attorney. Frequent confidential inmate-attorney calls are allowed when an inmates demonstrates that communication with his or her attorney by other means is not adequate and based on staff availability. Your request for an unmonitored legal call must be made to your unit team.

>

To: Warden
Inmate Work Assignment: Legal

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

fd1f1234-44a1-4a9e-a677-4f090b1f83b7

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

Dear Warden:

I need to make an unmonitored legal call today. Please arrange for me to do this in the next 24 hours.

Unit 1 File
57**LOS/InmateToWarden - fb74de7c-dce4-43c6-9a44-8f5925743f38**

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 5/17/2018 1:15 PM
Subject: fb74de7c-dce4-43c6-9a44-8f5925743f38

A review of this matter reveals you were provided with a written response on April 27, 2018, regarding the procedures to request unmonitored legal calls to an attorney. Program Statement 5264.08, Inmate Telephone Regulations, outlines the provisions to allow inmates to maintain confidential contact with his or her attorney. These provisions include: inmate-attorney correspondence, private inmate-attorney visits and an inmate is afforded the opportunity to place an occasional unmonitored call to his or her attorney. Frequent confidential inmate-attorney calls are allowed when an inmates demonstrates that communication with his or her attorney by other means is not adequate and based on staff availability. Your request for an unmonitored legal call must be made to your unit team.

>

To: Warden
Inmate Work Assignment: Attorney Calls

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

fb74de7c-dce4-43c6-9a44-8f5925743f38

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

Today is May 7, 2018. On May 4, 2018, I requested to make non-monitored attorney calls. My request has been ignored. With a trial date of May 29, 2018, the inability to make non-monitored calls with my attorney, private investigator and paralegal is making it impossible to prepare for my trial. I have a Constitutional Right and a Statutory Right under the Speedy Trial Act to a speedy trial. The refusal of the BOP and the US Marshals' to provide me with these essential tools is grounds for a dismissal of my case if a conviction is obtained or if I am forced to continue my trial. These onerous and intentional procedures are a de facto violation of my Speedy Trial Rights. I will continue to make these requests until you honor the BOP policy and cease from an intentional violation of my Civil Rights pursuant to 18 U.S.C. 241 and 242 as well as 1983.

Unit 1 File

LOS/InmateToWarden - d230f7bd-a058-493f-9613-63365e243dd1

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 5/18/2018 11:53 AM
Subject: d230f7bd-a058-493f-9613-63365e243dd1

Mr. Layfield, this is in response to your electronic request to staff wherein you request frequent unmonitored legal calls, and issues with the discovery computers.

A review of this matter reveals you were provided with a written response on April 27, 2018, regarding the procedures to request unmonitored legal calls to an attorney. Program Statement 5264.08, Inmate Telephone Regulations, outlines the provisions to allow inmates to maintain confidential contact with his or her attorney. These provisions include: inmate-attorney correspondence, private inmate-attorney visits and an inmate is afforded the opportunity to place an occasional unmonitored call to his or her attorney. Frequent confidential inmate-attorney calls are allowed when an inmate demonstrates that communication with his or her attorney by other means is not adequate and based on staff availability. Your request for an unmonitored legal call must be made to your unit team.

In reference to the discovery computers, you need to use the "Quick View Plus" program installed on all of the discovery computers to view the programs in the formats you list in your request.

I trust this information has addressed your concerns.

>

To: Warden
Inmate Work Assignment: Legal

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

d230f7bd-a058-493f-9613-63365e243dd1

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

Dear Warden:

At the hearing on May 2, 2018, upon inquiry by Judge Fitzgerald, the BOP lawyer represented to Judge Fitzgerald that the MDC allows for the regular making of unmonitored attorney phone calls, which includes calls to members of my legal team. Those members include, my paralegal and my investigator. Since trial is imminent and we have much work to do in order to prepare, beginning today, I will need to make daily calls, ranging from 15 minutes to 1 hour to members of my legal team. Please make arrangements for this afternoon, during regular business hours for me to place these calls. I understand these are supposed to be in the office of a staff member, who shall remain outside of the office while I am on the phone.

Additionally, your lawyer represented that the "discovery" computers in the law library and on the units allow for the reading of excel, powerpoint, .csv and other microsoft office programs. I am proficient in the use of computers and am unable to find a computer that allows for me to conduct a discovery review of these files. As suspected, your attorney made a false representation to Judge Fitzgerald. By close of business today, I request that a member of your IT staff demonstrate how the discovery computers are able to view the files types requested.

Unit 1 file

LOS/InmateToWarden - 575952e7-0482-431b-be47-82119c76f852

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 5/18/2018 2:01 PM
Subject: 575952e7-0482-431b-be47-82119c76f852

You were provided with a written response on April 27, 2018, regarding the procedures to request unmonitored legal calls to an attorney. Program Statement 5264.08, Inmate Telephone Regulations, outlines the provisions to allow inmates to maintain confidential contact with his or her attorney. These provisions include: inmate-attorney correspondence, private inmate-attorney visits and an inmate is afforded the opportunity to place an occasional unmonitored call to his or her attorney. Frequent confidential inmate-attorney calls are allowed when an inmate demonstrates that communication with his or her attorney by other means is not adequate and based on staff availability. Your request for an unmonitored legal call must be made to your unit team.

In addition, all of the discovery computers have "Quick View Plus" installed, a program that allows the viewing of documents in all of the formats listed in his request.

>

To: Warden
 Inmate Work Assignment: Legal

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

575952e7-0482-431b-be47-82119c76f852

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

Dear Warden:

Again, I reiterate all of my previous requests that have been unaddressed, including my request for an unmonitored legal call, which has been ignored for the last several weeks. As you are aware, my right to a "Speedy Trial" under the Speedy Trial Act 18 U.S.C. section 3161 ("STA") requires that my trial commence within 70 days of the triggering event. Furthermore, under the 6th Amendment, I have numerous rights relating to the presentation of my defense that must be honored in a timely and reasonable fashion during the time that my rights under the STA are present. A failure by the government to respect my rights will lead to a dismissal of my case with prejudice. In fact, "[t]he Constitution guarantees a fair trial through the Due Process Clauses, but it defines the basic elements of a fair trial largely through the several provisions of the Sixth Amendment." *California v. Trombetta*, 476 US 479 (1984); cf. *Strickland v. Washington* 466 US 668 (1984). Further, in case you were not aware, the Constitution guarantees criminal defendants "a meaningful opportunity to present a complete defense." *Id.*

As the Warden of the 2nd largest Federal "Pretrial Detention" facility in the United States, your focus should be on not only managing the facility, but ensuring that policies and procedures in place at your facility respect those rights of the pretrial detainees to the largest degree possible. Since my arrival at this facility on March 22, 2016, almost 60 days ago, I have made numerous, if not daily requests to have access to a computer that contains critical evidence in support of my defense. The computer has thousands of files in various formats, including Word, Powerpoint, Excel, .pst, .msg and .pdf. Because my case is a document

intensive case involving allegations of a complex fraudulent scheme, it is critical that I have the opportunity to review these files in order to assist in the preparation of my defense. I have been categorically denied access to those critical files despite my repeated requests. In fact, I complained to Judge Fitzgerald in writing and he held a hearing on May 2, 2018 to address these issues. The lawyer for the BOP addressed the court, on the record and unequivocally told Judge Fitzgerald that the BOP computers in the inmate units and in the visiting center for the attorneys had the capability to view those files. Over my objection to the blatant misrepresentation, Judge Fitzgerald acquiesced to the lies told by your lawyer. Now, on May 15, 2018, 13 days later and less than two weeks from my trial date, I am still unable to access these files. Again, I am requesting a special accommodation to be able to review my evidence that only I am able to effectively review in the time frame under the STA. I see NO governmental interest in refusing to allow lawyers to bring a computer into the attorney visiting rooms to allow pretrial detainees the opportunity to review materials that are critical to their defense. There is no compelling security interest that could possibly outweigh a defendant's right to present a defense. By disallowing access, you are actively interfering with my ability to present evidence at trial. Without the ability to review the documents, I have no ability to designate them as discovery and exchange them with the US Attorneys' Office ("AUSA") pursuant to our obligations under Federal Rule of Criminal Procedure ("FRCP") 16. Thus, violations of Rule 16 obligations prevent the use of evidence at trial. Considering this is exculpatory evidence, your refusal to allow me access is preventing me from presenting a complete defense. "In the absence of any valid state justification, exclusion of this kind of exculpatory evidence deprives a defendant of the basic right to have the prosecutor's case encounter and "survive the crucible of meaningful adversarial testing." *Crane v. Kentucky*, 476 US 683, 475 (1986) quoting *United States v. Cronin* 466 US 648, 656 (1984).

In summary, the procedures you are implementing violate my 6th Amendment Rights to present a complete defense, my Due Process Rights and the Compulsory Process Clause of the 6th Amendment. Please rectify these violations immediately.

LOS/InmateToWarden - 934cf54c-83b9-42a2-9762-1bbf6abb804a

Unit 1 Re

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 5/18/2018 2:04 PM
Subject: 934cf54c-83b9-42a2-9762-1bbf6abb804a

A review of this matter reveals you were provided with a written response on April 27, 2018, regarding the procedures to request unmonitored legal calls to an attorney. Program Statement 5264.08, Inmate Telephone Regulations, outlines the provisions to allow inmates to maintain confidential contact with his or her attorney. These provisions include: inmate-attorney correspondence, private inmate-attorney visits and an inmate is afforded the opportunity to place an occasional unmonitored call to his or her attorney. Frequent confidential inmate-attorney calls are allowed when an inmate demonstrates that communication with his or her attorney by other means is not adequate and based on staff availability. Your request for an unmonitored legal call must be made to your unit team.

A review of your extra law library time inquiry revealed that your extra law library time ended on May 4, 2018, however you were given an extra day of law library time on May 9, 2018, and were also provided the Extra Law Library Time Questionnaire form, as per your request. Additionally, your request for additional law library time was approved for May 16, 17, 18, 23, 24, & 25, due to your upcoming Court date of May 29, 2018.

Furthermore, all of the services available in the Education Law Library are currently available at the Law Library Terminal located in your housing unit. Both locations provide virtual electronic legal research terminals rather than hard copy legal material. The electronic Law Library services available in your housing unit are identical to the services available in Education and are also available to you without leaving your housing unit during the 14 or more hours you are not secured in your cell. As such, there is no limitation to the legal research you may do 7 days a week at any time you choose to capably defend yourself.

Lastly, you will receive a response regarding your request for reinstatement of access to electronic messaging, via your Request for Administrative Remedy # 940355-F1.

>

To: Warden
 Inmate Work Assignment: Legal

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

934cf54c-83b9-42a2-9762-1bbf6abb804a

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

Dear Warden:

I am again requesting that you arrange for an unmonitored phone call to my legal team. Please comply with my request and please comply with the representation the BOP attorney made to Judge Fitzgerald.

Additionally, I have previously requested additional law library time. I was only afforded 4 days per week with my anticipated trial date of May 15. Beginning last week, I requested an extension of my time due to my trial being unilaterally continued by Judge Fitzgerald to May 29, 2018. I made my request to the individual that supervises to law library/education center. I do not recall his name, but he could easily be

identified as the portly man with the beard and receding hair line. He refused to provide me with the form and told me that he would only provide me with the form once my initial period of additional time expired. Yesterday, I requested the form and he refused to provide it to me until 2pm, which was when my scheduled time ended. He then went on to tell me that I could not return it to him until my unit's next scheduled law library time on Tuesday, May 15, 2018. Losing this critical time and ability to help prepare my defense is simply untenable and inexcusable. Furthermore, coupled with my inability to make unmonitored phone calls to my legal team, my inability to access my discovery and my inability to access the internet for legal and other research, your policies in place and your staffs' refusal to follow policies in place are making it impossible for me to properly prepare my defense.

Finally, I am asking you to reinstate my email pending the resolution of my Administrative Appeal process. The harm to me and my family is ongoing and irreparable if it is later determined that your rule is either unconstitutional or enforced in an arbitrary and capricious manner. Considering that my family has been forced to relocate to the East Coast, I have no opportunity for visits while I am detained illegally and no ability to send messages to assist in maintaining my business affairs.

Unit 1 File

LOS/InmateToWarden - b1b7d313-7a8a-4919-9f0e-3e6617a4e363

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 5/17/2018 10:53 AM
Subject: b1b7d313-7a8a-4919-9f0e-3e6617a4e363

All TRULINCS printers located in the housing units were filled to capacity with copy paper on Friday, May 11, 2018. The copy paper in the 9 South TRULINCS printer was consumed over the weekend as a result of unusual high volume usage. The printer has been refilled and is operational. The printer will be evaluated more frequently due to the sudden increase in usage.

>

To: Warden
Inmate Work Assignment: Legal

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

b1b7d313-7a8a-4919-9f0e-3e6617a4e363

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

Dear Warden:

I hereby incorporate all of my prior requests that have not been addressed and reiterate my need to have them immediately addressed. Some of them have been outstanding for approximately 20 days. Considering that under the Speedy Trial Act, I am entitled to have my trial conducted within 70 days, each day that my needs are not addressed, my 6th Amendment right to prepare my defense is severely compromised. Each day is critical at this point in my case and I have still been unable to have access to my own evidence that will form the basis for my defense exhibits. Any fault of the BOP will be imputed to the government and will be used as one of the factors to dismiss my case with prejudice.

My additional complaint today involves the lack of an ability to print in my unit and in the law library. The printer has been down again for the last 4 days and I am unable to print my legal research to assist in the preparation of various motions. These needs must be addressed without further delay. You should be aware that lack of budget, lack of resources and lack of personnel is not a permitted excuse for violating an inmate's Constitutional Rights. Neither is incompetence nor lack of proper policies.

Again, I apologize for having to continue to raise these issues, but I am fighting for my freedom and my basic rights which have been wrongfully stripped from me and it appears that the US Marshals and the BOP are just another prosecutorial tool designed to coerce the accused into succumbing to the will of the prosecutorial machine.

LOS/InmateToWarden - e574e82a-7149-4f21-91a1-73bbd484fa6d

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 4/4/2018 10:45 AM
Subject: e574e82a-7149-4f21-91a1-73bbd484fa6d

You are advised, all allegations of staff misconduct are taken seriously and if found credible, are referred to the appropriate authority/department for review. You will not be provided any further information regarding your allegation or the outcome of the review.

The laundry concern has been resolved.

>

To: Warden
Inmate Work Assignment: Laundry

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

e574e82a-7149-4f21-91a1-73bbd484fa6d

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

Dear Warden:

I am a pretrial detainee with a trial date set for May 15, 2018. I intend to hold my trial date and will not grant any continuances. I am both an attorney and a certified public accountant. I arrived late on Thursday, March 22, 2018 as a transferee from New Jersey. I was arrested in New Jersey on Saturday, February 24, 2018 on a Complaint and Warrant that was issued late in the day on February 23, 2018. I was completely unaware that any complaint or warrant was in the works. Had I known, I would have arranged to turn myself in with counsel to answer for these charges. Instead, I was forcibly detained at the Newark Airport after finishing up a series of depositions in New York City. I was placed in a basement with no bed, no blanket and was refused a shower, tooth brush, change of clothes or a phone call for approximately 3 days. It has taken almost 30 days to transfer me to California as a Rule 5 transferee. Upon arriving at this facility, I assumed things would be handled in a more reasonable fashion.

Upon my arrival, I was only provided a white jumper, shoes that were two sizes too small and no t-shirt. I am also a diabetic and was told by a nurse that I must take a small pill the following morning despite my objection that it was not the right pill since my only medication is a 1000mg Metformin (for control of blood sugar). I respectfully advised the nurse that she was mistaken and I was threatened to be placed in the SHU when I refused to pill. Eventually, the nurse realized her mistake and gave me the correct medication.

On Friday, I was called to court at 5am and did not return until 5pm. My clothes were delivered to the unit while I was in court and the Corrections Officer refused to allow my clothes to be placed in my cell. I was provided no underwear, no shirts, no socks and no pants. On Friday night I was able to borrow one pair of clothes and my jumper has since been taken from me. I have requested a new set of clothes every day

since Saturday and my requests have been refused. I was promised clothes today, Monday, March 26, 2018, and after requesting my clothes, I was told that, "the laundry person was on vacation." I requested for the Corrections Officer to simply get me a change of clothes and he refused. In fact, he basically laughed at me, which I am quite certain is a violation of his procedure manual.

I understand you have many inmates and many other more serious problems, but my request is a reasonable request and clearly demonstrates a flaw in the operating procedures. No inmate should have to go more than 2 days wearing the same clothes. I have never been in prison before, have no criminal history and am accused of a white collar offense for the first time in my life. In fact, I have appeared in many cases in the courtroom adjoining this facility. I respectfully request that you look into the matter as I don't believe it is reasonable to expect any inmate to be forced to wear the same clothes for 5 to 10 days straight. If I even had one change of clothes, I would at least be able to change out my clothes and hand wash and dry my other set. When comparing the conditions here as compared to other civilized countries like Germany, I am surprised at the conditions and complete lack of respect for pre-trial detainees who are supposed to be innocent until proven guilty. The behavior of these Corrections Officers toward inmates is unacceptable in a civilized society. If your facility consisted of inmates like me, your job would be far easier and the environment would be far less hostile.

I am a model inmate who assists the lesser educated and resourced inmates with questions and research for their cases and am simply here working on my case which is set for trial in 50 days. I would appreciate if you could accomodate my request for a new set of clothes so I don't have to wear the same clothes for another 7 days. If you have any interest in hearing my perspective of my observations of this process from someone who was a member of the bar for 18 years, a recipient of the Presidential Award of Merit from the Consumer Attorneys of California and named one of the Top 100 Trial Lawyers in the United States, I am would be more than happy to discuss any issues with you. I appreciate your time and consideration.

Philip Layfield

Unit 1 File

LOS/InmateToWarden - 1a024522-d0f9-4aaa-8e47-41c34187d58c

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 5/1/2018 11:23 AM
Subject: 1a024522-d0f9-4aaa-8e47-41c34187d58c

The TRULINCS printers in all housing units have been refilled with paper, and will be monitored.

>

To: Attn Warden
Inmate Work Assignment: Law Library

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

1a024522-d0f9-4aaa-8e47-41c34187d58c

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

Dear Warden:

I hate to keep having to bother you with basic issues, but as of today, the printer in our unit has been out of paper for 3 days. My trial starts 3 weeks from today. In order to properly prepare my defense, I am required to select items for print from the electronic law library, such as cases, statutes, jury instructions, etc. and then review those materials while I am locked in my cell in order to prepare briefs, correspondence and other general trial preparation. The fact that your facility has procedures in place that are so archaic is violating my constitutional rights, which are impacting my ability to prepare my defense. Having only 200 sheets of paper loaded into a printer per day for a unit that houses over 120 inmates, is absurd on its face and coupled with the fact that nobody is available from Friday afternoon until at least Monday to add paper is even more ridiculous. The solutions to these problems are easy yet you and your staff refuse to make even the smallest accommodations to rectify the injustices occurring in this pretrial detention/punishment facility. Again, my request is simple. Please provide the CO's in the unit with a key to the printer lock so that they can load paper when it runs out. This problem might not be so bad, however, there is an inmate in our unit that is filing frivolous and fraudulent bankruptcy petitions for inmates and charging for the services. He has no idea what he is doing, has no idea what the rules are and is harming the other inmates with his frivolous bankruptcy petitions. He is burning through all of the paper and preventing me from preparing for my case. Nobody is disciplining him for running a business in prison, yet I am targeted for ridiculous accusations. Ultimately, every single inmate is going to have their cases dismissed due to the frivolity of the petitions being filed by this moron and the simple fact that none of the inmates are going to be permitted to attend their 341 meeting of creditors.

Unit 1 File

LOS/InmateToWarden - a0b1802c-5196-42c9-94bb-b9a7222105cc

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 4/27/2018 8:15 AM
Subject: a0b1802c-5196-42c9-94bb-b9a7222105cc

A review into this matter reveals you appeared before the Unit Discipline Committee (UDC) on April 24, 2018, for an incident report you received on April 20, 2018. Specifically, you received an incident report for the prohibited act of: Giving/Accepting Money Without Authorization, Code 328. The UDC found that you committed the prohibited act charged and imposed the sanction of Loss of Email privileges for 30 days (4/25/18 - 5/24/18). You received a written copy of the UDC's decision on April 24, 2018.

You may appeal the UDC's action(s) through the Administrative Remedy Program, 28 CFR Part 542, Subpart B. A member of your Unit Team can assist you with obtaining the necessary appeal form.

I trust this information is responsive to your request.

>

To: Warden
Inmate Work Assignment: Issues at MDC

ATTENTION

Please cut and paste the message indicator below into the subject line; only this indicator can be in the subject line.

a0b1802c-5196-42c9-94bb-b9a7222105cc

Your response must come from the departmental mail box. Responses from personal mailboxes WILL NOT be delivered to the inmate.

Inmate Message Below

Dear Warden:

I'm sure you are aware that I have petitioned to Judge Fitzgerald in order to address the issues occurring at the MDC that are interfering with my right to prepare for trial. Judge Fitzgerald has set a hearing for next week, May 2, 2018 at 11am. I am putting you on notice because I suspect you will want to attend. In the meantime, I am requesting that you lift the block on my email account which has been done in an arbitrary and capricious manner based on a constitutionally vague BOP policy. I am sure that you don't want to cause me any further degradation of my constitutional rights.

Thank you.

LOS/InmateToWarden - 0b7003e1-595f-4435-8854-692c55ac338a

From: LOS/InmateToWarden
To: ~^!LAYFIELD, ~^!PHILIP JAMES
Date: 5/31/2018 12:23 PM
Subject: 0b7003e1-595f-4435-8854-692c55ac338a

1. My inability to review exculpatory evidence as a result of the BOP policy of refusing to allow inmates to view files in the presence of their attorneys other than pdf files on a hard drive. Considering that many of my files are in excel, powerpoint, .pst and .msg, I have been unable to review evidence needed to present my defense. Even after being summoned to court on May 2, 2018 to respond to my allegations, the BOP lawyer lied to Judge Fitzgerald and claimed the inmate discovery computers had the capability to view the file types complained of.

In reference to the discovery computers, you need to use the "Quick View Plus" program installed on all of the discovery computers to view the programs in the formats you list in your request.

2. My inability to place an unmonitored attorney phone call during my entire duration at the MDC or at the Oklahoma City FTC. Not only should I be able to place unmonitored phone calls when requested, but the policy of recording and monitoring phone calls is a violation of my right to privacy and no security concern is sufficient to outweigh my fundamental Constitutional Rights.

A review of this matter reveals you were provided, in several responses, the procedures to request unmonitored legal calls to an attorney. Program Statement 5264.08, Inmate Telephone Regulations, outlines the provisions to allow inmates to maintain confidential contact with his or her attorney. These provisions include: inmate-attorney correspondence, private inmate-attorney visits and an inmate is afforded the opportunity to place an occasional unmonitored call to his or her attorney. Frequent confidential inmate-attorney calls are allowed when an inmates demonstrates that communication with his or her attorney by other means is not adequate and based on staff availability. Your request for an unmonitored legal call must be made to your unit team.

3. My inability to send unmonitored email communications. In 2018, email has become the standard and most widely used form of communication in the legal field and is one of the most efficient and effective forms of communication between attorneys and their clients. The system set up by the BOP whereby all email communications are monitored is a violation of my 6th Amendment Rights to effectively prepare my defense, but it is also a violation of my right to privacy. Any security concern of the facility will not be able to withstand the need for pretrial inmates to have unfettered access to their legal team. This is further belied by the fact that if security were the true concern, then you can't justify unmonitored visits between inmates and their friends and families.

The Bureau provides a messaging option for inmates to supplement postal mail correspondence to maintain family and community ties. Both inmates and their contacts must adhere to the rules of this policy, and must not use TRULINCS for any purpose that would jeopardize the safety, security, or orderly operation of the correctional facility, or jeopardize the protection of the public and staff. One of the conditions precedent to using the messaging option is that you, and anyone with whom you communicate, must consent to the monitoring of messages sent or received on the system by BOP staff. Lastly, as stated above, the messaging option is used to supplement, not supplant, postal mail correspondence. Confidential communication with your legal team is permitted via legal visits, properly placed legal phone calls and legal postal mail.

4. My inability to access the internet to perform research for my case. In 2018, there is no justification for disallowing access to the internet. If security was a concern or the viewing of offensive material was the issue, all of those matters can easily be handled through routine firewall settings to block access to certain sites. I am unable to participate in civil proceedings due to my inability to access the internet, I am unable to maintain my business affairs and my personal affairs. In 2018, it is customary for the majority of transactions to take

place online and blocking a pretrial inmates access to the outside world through an abrupt kidnapping by the government through the use of a defective arrest warrant coupled with the complete blocking of my access to the outside world is nothing short of barbaric and is not justifiable in today's civilized society.

To protect the public, staff and other inmates, and to ensure the safety and security of the institution, inmates housed at all BOP facilities are prohibited from accessing any computer workstation that has a direct connection to the internet. However, the BOP affords you access to the Electronic Law Library (ELL) via your TRULINCS account which is available on workstations in both the Education Department and on your housing unit. In addition, as you are a pre-trial detainee, you may conduct your business and personal affairs using the other communications options afforded to you, including visitation, telephone calls, electronic correspondence and postal mail.

5. My inability to maintain any "electronic files" relating to my case is also not justifiable in today's electronic age. Inmates should be able to send and receive electronic files related to their cases and the BOP policy of only allowing inmates to receive a "CD" of the evidence the government has compiled against them violates the notions of fair play and substantial justice.

National BOP Policy generally bars inmates from using computers for "personal use", such as legal activities and correspondence to relatives, except where approved by policy (e.g. TRULINCS) or by the CEO. Personal use includes the use of printers and printing materials, diskettes, CD burning, and similar activities. At MDCLA, inmates are authorized to receive electronic media from their legal representatives which may be reviewed on the workstations designated for e-discovery that are configured to exclusively provide read-only access. These computers are located both in the legal visiting rooms, in your housing unit and in the Education Department. Pursuant to national policy, inmates may neither receive nor mail electronic media to individuals or parties, except as specifically authorized by staff.

6. You are also aware that for approximately 16 days the light in my cell was not operations due to a light bulb needing to be changed. Despite my daily requests, your facility was unable to fix the light. Again, having light is a Constitutional Right and my inability to read in the early morning hours between 4am and 6:30 am and after 8:30pm severely comprised my ability to prepare my defense.

Your light has been repaired.

7. I am also unable to engage in meaningful written communications with my friends, family and business associates without monitoring by the US Attorneys' office. There is no justification for reading my mail other than to gain an unfair litigation advantage over me, to prevent me from engaging with meaningful communications with the outside world and to punish me for being subject to a probable cause determination.

The Bureau provides a messaging option for inmates to supplement postal mail correspondence to maintain family and community ties. Both inmates and their contacts must adhere to the rules of this policy, and must not use TRULINCS for any purpose that would jeopardize the safety, security, or orderly operation of the correctional facility, or jeopardize the protection of the public and staff. One of the conditions precedent to using the messaging option is that you and any with whom you communicate must consent to the monitoring of messages sent or received on the system. The routine monitoring of electronic messages is the responsibility of BOP staff, not the USAO. Lastly, as stated above, the messaging option is used to supplement, not supplant, postal mail correspondence. Confidential communication with your legal team is available via legal visits, properly placed legal phone calls and legal postal mail.

>

To: Warden
Inmate Work Assignment: Legal

LOGS5 * INMATE DISCIPLINE DATA * 04-27-2018
PAGE 001 OF 001 * CHRONOLOGICAL DISCIPLINARY RECORD * 12:39:51

REGISTER NO: 71408-050 NAME.: LAYFIELD, PHILIP JAMES
FUNCTION...: PRT FORMAT: CHRONO LIMIT TO ____ MOS PRIOR TO 04-27-2018

REPORT NUMBER/STATUS.: 3115111 - SANCTIONED INCIDENT DATE/TIME: 04-20-2018 0930
UDC HEARING DATE/TIME: 04-24-2018 1140
FACL/UDC/CHAIRPERSON.: LOS/6 (b)(6); (b)(7)(C); (b)(7)(F)
REPORT REMARKS.....: INMATE LAYFIELD TELLS HIS WIFE VIA EMAIL TO PLACE MONEY
IN VARIOUS INMATE ACCOUNTS BY PROVIDING REGISTER NUMBERS
328 GIVING/ACCEPTNG MONEY W/O AUTH - FREQ: 1
LP EMAIL / 30 DAYS / CS
COMP: LAW: LOSS OF EMAILS FROM 04-25-2018 TO 05-24-2018

G0005 TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIRED

AUG 11

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

No. 311511

1. Name Of Institution: Metropolitan Detention Center Los Angeles, CA				
2. Name Of Inmate LAYFIELD, Philip	3. Register Number 71408-050	4. Date Of Incident 4/20/2018	5. Time 9:30A.M.	
6. Place Of Incident 9 South	7. Assignment UNASSG	8. Unit 9 South		
9. Incident: Giving/Accepting Money Without Authorization		10. Code 328		
11. Description Of Incident (Date: 4-20-2018 Time: 9:30 a.m. Staff become aware of incident)				

(b)(6); (b)(7)(C); (b)(7)(F)

(b)(6); (b)(7)(C); (b)(7)(F)

Date And Time
4/20/2018
10:50 a.m.

13. Name And Title (Printed)

(b)(6); (b)(7)(C);
(b)(7)(F)

Case Manager

Inmate By

(b)(6); (b)(7)(C); (b)(7)(F)

15. Date Incident
Report Delivered

4/20/18

16. time Incident
Report Delivered

3:15 p.m.

Part II - Committee Action

17. Comments Of Inmate To Committee Regarding Above Incident

Inmate LAYFIELD PROVIDED A WRITTEN STATEMENT DATED 4-21-2018 (2 Pgs - TYPED) SEE ATTACHMENTS.

18. A. It Is The Finding Of The Committee That You:
☒ Committed The Following Prohibited Act.☐ Did Not Commit A Prohibited Act.B. ☐ The Committee Is Referring
The Charge(s) To The DHO For Further
Hearing.C. ☒ The Committee Advised The
Inmate Of Its Finding And Of The Right
To File An Appeal Within 15 Calendar
Days.

19. Committee Decision Is Based On The Following Information

BASED ON THE WRITTEN STATEMENT ABOVE AND THE SUPPORTING EMAILS FROM INMATE LAYFIELD WHERE HE TELLS HIS WIFE TO PLACE SPECIFIC MONEY IN INMATE ACCOUNTS, HE IS FOUND RESPONSIBLE FOR GIVING MONEY WITHOUT AUTHORIZATION.

20. Committee action and/or recommendation if referred to DHO (Contingent upon DHO finding inmate committed prohibited act)

UDC will sanction 30-days loss of emails effective 4-25-18 to 5-24-18

21. Date And Time Of Action 4/24/18 11:40 AM (The UDC Chairman's Signature Next To His Name Certifies Who Say On The UDC And That The Completed Report Accurately Reflects The UDC)

(b)(6); (b)(7)(C); (b)(7)(F)

(b)(6); (b)(7)(C); (b)(7)(F)

Record Copy - Central File Record; Copy - DHO; Copy - Inmate After UDC Action; Copy - Inmate (This

Part III - Investigation

22. Date And Time Investigation Began

April 20, 2018/3:15 p.m.

23. Inmate Advised Of Right To Remain Silent: You Are Advised Of Your Right To Remain Silent At All Stages Of The Disciplinary Process But Are Informed That Your Silence May Be Used To Draw An Adverse Inference Against You At Any Stage Of The Institutional Disciplinary Process. You Are Also Informed That Your Silence Alone May Be Used To Support A Finding That You Have Committed A Prohibited Act.

The Inmate Was Advised Of The Above Right By (b)(6);
(b)(7)(C);, Lieutenant

24. Inmate Statement And Attitude

On April 20, 2018 at approximately 3:16 p.m. I read Inmate Layfield reg. no. 71408-050, his rights, and Inmate stated he understood his right. I read the incident report which was written by Case Manager (b)(6);
(b)(7)(C); I asked inmate if this incident report was true as written, 'Not true, I have read the rules and I did not violate them, I did not give money to another person, I understood the rules, my conduct falls within the scoop and the definition of the rules.

Inmate had a good attitude during the investigation.

25. Other Facts About The Incident, Statements Of Those Persons Present At Scene, Disposition Of Evidence, Etc.

Inmate Layfield, was given the opportunity to provide evidence or witnesses and inmate declined.

26. Investigator=s Comments And Conclusions:

Based on the written statement of the reporting staff member in section 11. I conclude that the information contained in the incident report is accurate. This investigator find that this inmate has been appropriately charged with Code 328.

27. Action Taken:

This incident report number 3115111 be forward to UDC for further disposition.

Date And Time Investigation Completed April 20, 2018/4:00 p.m.

Printed Name/signature Of Investigator (b)(6); (b)(7)(C);

(b)(6); (b)(7)(C); (b)(7)(F)

Signature

Lieutenant

Title

FROM: 71408050

TO:

SUBJECT: Response to April 20, 2018 BP-S288.052 Incident

DATE: 04/21/2018 09:44:47 AM

INMATE PHILIP JAMES LAYFIELD'S RESPONSE TO INCIDENT REPORT DATED APRIL 20, 2018 #71408050

TO: UNIT DISCIPLINARY COMMITTEE

On April 20, 2018, I was served with BP-S288.052 Incident Report along with several other inmates. In reviewing the written document as well as the administrative procedures, I am submitted my response pursuant to Section 17. "Comments of Inmate to Committee Regarding the Above Incident." Although I do not represent the other inmates subject to the identical incident, my comments below are intended to apply to all parties affected by the alleged conduct. I expect that to the extent you agree with my well reasoned analysis, the incidents regarding all other inmates will be summarily dismissed along with mine pursuant to Section 18 of the Form where you may summarily check the box titled, "DID NOT COMMIT A PROHIBITED ACT."

SECTION 17 RESPONSE

First and foremost, the record must be adjudicated within the four corners of the document presented at this stage of the proceeding. Unless we move to a full administrative hearing, no evidence exists other than the allegations contained within Section 11 of the Incident Report. To summarize the allegations, you have alleged that (b)(6); (b)(7)(C); deposited approximately \$580.00 into multiple inmate's [sic] account in violation of Code 328. As an initial matter, please be advised that I take full responsibility for the actions alleged in the incident report and formally request that all other inmates' Incident Reports be dismissed since their Due Process Rights under the U.S. Constitution have been violated. On the face of the Incident Report, it only alleges that they Accepted Money Without Authorization. Since they have no control over who deposits money onto their accounts, it is improper to subject them to discipline. Furthermore, I take responsibility for reviewing the Bureau of Prison's ("BOP") policies and advising the inmates that my interpretation of the rules could not cause them to be disciplined for the conduct alleged in the subject incident report. I am an attorney with 18 years of experience and they relied on my advice regarding the interpretation of the rules. As a result, the "advice of counsel" defense should be available to them. I am still a licensed attorney in the District of Columbia so it is only fair to exercise leniency for these innocent inmates. However, if you wish to move to a determination on the merits, you will quickly realize that not only has nobody violated this policy as written, but causing this alleged violation to not be summarily dismissed, will constitute not only a violation of Due Process, Equal Protection and the Confrontation Clause, but pursuant to 5 U.S.C. Section 706(2)(A), which codifies the Administrative Procedures Act ("APA"), this Agency decision will clearly be deemed to be enforced in an "arbitrary and capricious" manner, which as you are aware, will invalidate any action taken. Despite the fact that we have not violated ANY policy, I respectfully request that you and the Warden allow me to quietly prepare my defense and refrain from attempting to intimidate me, retaliate against me or otherwise attempt to interfere with my Constitutional Rights as a pretrial detainee who is innocent until proven guilty. The actions taken yesterday by SIS to isolate me, attempt to intimidate me and then immediately follow up with a pedestrian attempt to discipline me, embarrassing my co-detainees and scare them into submission regarding an inapplicable rule is not only prohibited by law, but simply in poor taste.

CODE 328 AS CURRENTLY WRITTEN IS INAPPLICABLE TO THE CONDUCT COMPLAINED OF IN SECTION 11 OF THE INCIDENT REPORT

Code 328 states, "Giving money or anything of value to, or accepting money or anything of value from, another inmate or any other person without staff authorization."

Using plain English as the standard for interpreting this rule demonstrates the impossibility of a violation as alleged in Section 11. First and foremost, you are accusing me of giving money or anything of value and accusing the other inmates of accepting money or anything of value. As an initial matter, the allegations set forth that (b)(6); (b)(7)(C); deposited money to the inmates' accounts. There is nothing in Code 328 prohibiting a third party, non-inmate, from placing money on an inmate's account. If Code 328 said, "Giving money or anything of value to, OR CAUSING A THIRD PARTY TO" then we could potentially be in violation of the first clause of the rule. Because I, Philip Layfield did not actually place give any money, then the inquiry should end here. However, to the extent the BOP desires to ignore the principles of statutory construction in an effort to retaliate against me for exercising my rights, then we can proceed to invalidate this rule on numerous other provisions.

A. NO MONEY OR ANYTHING OF VALUE WAS ACTUALLY GIVEN TO AN INMATE OR RECEIVED

As you are aware, the existence and operation of the prison Commissaries was approved by Congress in 1932 in the

Department of Justice's 1933 appropriation bill. In 1934, Congress designated the "funds of federal prisoners" and "Commissary funds" as "trust funds" as codified by 31 U.S.C. section 1321. The INMATE DEPOSIT FUND (Treasury Account Symbol 15X6085) is the control account for Trust Fund Operations. Therefore, any monies deposited from any outside person are deposited into a Trust and not to an inmate. The legal transaction alleged in the incident is that (b)(6); (b)(7)(C); deposited money to another inmate. The reality is that (b)(6); (b)(7)(C); deposited money to a Trust maintained by the United States Treasury. The inmates have neither legal nor equitable title to that account. Therefore, the inquiry ends at this point because (b)(6); (b)(7)(C); did not transfer money to an inmate. The legal relationship is that of a book entry and book entries do not constitute money. The INMATE DEPOSIT FUND is maintained on the Trial Balance and each inmate account is designated by virtue of a book entry and those book entries are maintained for the benefit of the inmate during periods of detention. This is analogous to common law trusts where the trustee, the trust and the beneficiaries are considered distinct legal parties. Here, (b)(6); (b)(7)(C);, (a non-prohibited) person, transferred money to a trust fund and not to an individual inmate. Just because the inmate may be a beneficiary of a deposit made to the trust, does not create the necessary legal nexus to establish that money was transferred. Therefore, the inquiry should end here. As you are aware, Code 328 was established to prevent actual money or value from changing hands within prison and was NEVER intended to govern trust fund transactions.

B. THE RESIDUAL CLAUSE OF CODE 328 IS IN DIRECT CONFLICT WITH 28 CFR SECTION 506.1

28 CFR section 506.1 states, "What is the purpose of individual commissary accounts? The purpose of individual commissary accounts is to allow the Bureau to maintain inmates' monies while they are incarcerated. Family, friends, or other sources may deposit funds into these accounts." A plain reading of the CFR clearly shows that these accounts were established to allow "...friends, or other sources..." to deposit funds. That is precisely what occurred here. Code 328 is in directly conflict with the CFR and allows for discipline to be enforced in an arbitrary and capricious manner. Furthermore, because the PUNISHMENT for a Code 328 violation is designation as A-M, individual's liberty can be impacted as a result of discipline. Therefore, any rule that has the potential to impact someone's liberty must be strictly scrutinized under the Due Process standards. The simple fact is that Code 328 as read in connection with CFR 506.1 makes Code 328 vague and ambiguous and therefore Unconstitutionally Vague. Just like the recent Supreme Court Holding in Dimaya, Code 328 is permissibly vague.

C. IT APPEARS THAT AN INFORMANT WAS USED IN THIS INVESTIGATION AND THUS I/WE ARE ENTITLED TO LEARN THE IDENTIFY OF THE INFORMATION PURSUANT TO THE CONFRONTATION CLAUSE

In order to not violation our rights to Confront our Accuser, I demand that any informant be identified and made available for cross examination at any hearing that may occur or any suppression hearing that may occur. I already suspect who the informant is because your SIS investigator's mistakenly said the person's name within an earshot of me so please confirm if an informant was used so we may properly cross-examine the informant at any hearing.

D. IF THE BOP WISHES TO PURSUE THIS MATTER TO A FULL HEARING RATHER THAN DISMISS, I REQUEST A STAY ON ALL PROCEEDINGS SO I MAY FILE AN ACTION FOR DECLARATORY RELIEF IN US DISTRICT COURT FOR A DETERMINATION THAT CODE 328 IS UNCONSTITUTIONAL

Just so we are all clear, I take serious exception to being disciplined in this matter and will pursue this retaliatory action to the United States Supreme Court if necessary. If I am forced to have Code 328 deemed Unconstitutional, then every action, fine, penalty or adverse action taken against any BOP inmate will have to be retroactively addressed in the form of compensation. I am sure you can appreciate the impact this will have if you force me to prove my innocence to this accusation. I am a model inmate and take serious exception to being singled out in this way. I respectfully request that you summarily dismiss this Incident against me and all other inmates. If you do not intend to dismiss this Incident, please put a stay on these proceedings so I may file an Action for Declaratory Relief in the U.S. District Court. We have an actual and live controversy that must be addressed. We have inmates who are waiting to finalize plea agreements, inmates waiting to be sentenced and inmates such as me who are simply trying to fight their cases. I understand that any Incident Reports are forwarded to the AUSA, the Probation Department and the Judge. This is patently unfair and a violation of all affected parties' Due Process Rights.

In summary, I apologize if the administration of this facility is offended by me exercising my Constitutional Rights, but the injustices occurring on a daily basis in this facility and throughout this entire process are so egregious and so unfair to inmates who are not trained in the law as I am that I feel compelled to stand up for everybody who is being unfairly persecuted by the government, even if it is for something as small as this Incident. I will fight against every violation against my liberty and in return, my fight will benefit my fellow inmates for years to come. Hopefully, we can respectfully end this witch hunt and we can all quietly move on with more important matters and allow for the smooth operation of this facility with no further unwarranted distractions.

TRULINCS 71408050 - LAYFIELD, PHILIP JAMES - Unit: LOS-I-S

FROM: 71408050 LAYFIELD, PHILIP JAMES

TO: (b)(6); (b)(7)(C); (b)(7)(F)

SUBJECT: Monday visit

DATE: 03/29/2018 05:37 PM

Here is the deal. I need you to call the facility here at 6:45 am. If you don't get her, then keep calling every 15 minutes until 8am. She arrives at work at 6:30 am. Don't talk to "Counselor (b)(6); (b)(7)(C); (b)(7)(F)" that is the wrong person. You need to ask for "Counselor (b)(6); (b)(7)(C); (b)(7)(F)". She is the one who is expecting your call. Explain that you are only here for a short period of time and that you are moving back to Delaware and need to get into see me. She will need you to fax the form, your driver's license and marriage certificate. If you have name change form, you may need that too.

Also, I need you to put \$100 on the account of (b)(6); (b)(7)(C); (b)(7)(F) owe him for supplies. Please do it by tomorrow. Thanks.

TRULINCS 71408050 - LAYFIELD, PHILIP JAMES - Unit: LOS-I-S

FROM: 71408050 LAYFIELD, PHILIP JAMES

TO: (b)(6); (b)(7)(C); (b)(7)(F)

SUBJECT: (b)(6);

DATE: 04/06/2018 01:10 PM

(b)(6); (b)(7)(C); (b)(7)(F)

TRULINCS 71408050 - LAYFIELD, PHILIP JAMES - Unit: LOS-I-S

FROM: 71408050 LAYFIELD, PHILIP JAMES

TO: (b)(6); (b)(7)(C); (b)(7)(F)

SUBJECT: (b)(6):

DATE: 04/06/2018 01:10 PM

(b)(6); (b)(7)(C); (b)(7)(F)

\$30 every two weeks starting on Tuesday.

FROM: (b)(6); (b)(7)(C); (b)(7)(F)
TO: 71408050 LAYFIELD, PHILIP JAMES
SUBJECT: RE: Just remembered
DATE: 04/17/2018 08:36 PM

OK

I'll work on the transfers tomorrow. I have just enough money for those two.

Glad you got your letter out.

As soon as someone contacts me about the computers I will do that.

Just ran some errands this afternoon, now i'll make dinner for whoever. its cold here to. I was so cold last night. I need to wear socks tonight.

Ok good night.

Love you!!

PHILIP JAMES LAYFIELD on 4/17/2018 9:06:35 PM wrote
Hi:

On Wednesday (b)(6); (b)(7)(C); (b)(7)(F) \$220 and (b)(6); (b)(7)(C); (b)(7)(F) \$90.

Should be good until the following week. I am so cold. Been trying to order a thermal shirt for a month and can't get anything. I just can't believe how ridiculous.

Anyway, I'm not worried about this fool (b)(6); (b)(7)(C); (b)(7)(F) He's just a loser. Letter is done. Going out in the morning for judge.

I suspect that things will get pretty active as soon as the letter is received. Probably comes in on Friday and I bet a hearing is set for next week. We will see what happens. As I said, feel free to bring those items for copying if you are asked. One way or another I will get them.

I'm going to keep doing some work. Love you.

(b)(6); (b)(7)(C); (b)(7)(F) on 4/17/2018 3:51 PM wrote:

>

Don't waste your time.

Well not the fax, but the conversation we had, I haven't even thought about it or him until I was telling you last night and then I starting remembering. Like I said it was a (b)(6); (b)(7)(C); (b)(7)(F) shouldn't have bothered thing.

She has all good intentions but no awareness of what's the word like sensing or pairing people together....

Just stay focused on you and your case, best you can, and get out the quickest possible. Focus all that anger on the people that have you there now and don't waste time on anyone else.

Just be able to walk away and leave it all behind and be ok with that.

We need to just start over with a clean slate. It will happen sooner!!! Or later but not much later. Even later will be a better situation then where you are now.

Waiting for your cal.

PHILIP JAMES LAYFIELD on 4/17/2018 4:11:17 PM wrote

I just read your email. Honestly, I can't believe what I'm reading. This guy is a total piece of shit. Where in the world did he come up with that nonsense. I don't understand why he would say something like that. My guess is that he's not married, and uses these situations to prey on naive females. This is probably where he gets his dating pool from. When I get out, we will have a little conversation about what he did to you and what a scum bag he is. I guess I don't understand why he behaved that

way. I am going to request a copy of the "fax" he supposedly received. I can almost guarantee that he is a liar.

Still working on my letter, will call in a while.

--- (b)(6); (b)(7)(C); (b)(7)(F) on 4/17/2018 10:52 AM wrote:

>

(b)(6); (b)(7)(C); told me I don't know my husband he obviously has a double life.

He was weird, for a guy that was supposedly a 'defense' lawyer he was super negative and angry. Thanks a lot (b)(6); (b)(7)(C). Not a good sales pitch for him, what if was like ok my family member has money your hired. That's how he thinks he getting the work? He didn't want it. I think for whatever reason he was doing (b)(6); a favor by meeting me but had no interest in this case from the onset.

He actually would be a great guy to work against! You would just go after him.

Anyway, I don't know why I remembered that, I guess cause you were asking about our meeting? Like I said I didn't like him and didn't remember most of what he said.. I just left crying, I think I was crying of joy to be out of the meeting!!

TRULINCS 71408050 - LAYFIELD, PHILIP JAMES - Unit: LOS-I-S

FROM: (b)(6); (b)(7)(C); (b)(7)(F)
TO: 71408050 LAYFIELD, PHILIP JAMES
SUBJECT: RE: Wednesday evening
DATE: 04/18/2018 08:06 PM

Glad the books came. That will give you more to do in your room. If you can see without a light.
Got it for transfers will try in the morning.

Working on getting camp to see (b)(6); (b)(7)(C) on sat. I just have to use my sisters car again. That will be three days in a row with visiting Sunday and Monday. Considering renting a car for three days? Not sure. I'll talk with her.

(b)(6); says apostilled shareholder doc from B v was never given so policy not in effect???? Of course. I was ready for nine hurdles on this. Guessing this circles back to the hurricane issue person?

Have a good night, love you

PHILIP JAMES LAYFIELD on 4/18/2018 8:36:32 PM wrote

Hi (b)(6);

It's just after dinner. Here is the situation on our transfers. The one you were trying to do today should be fixed by the morning. Only do \$100 instead of \$220. Do it in the morning I will give you another one to do for \$150 since you have to go to the bank anyway. (b)(6); (b)(7)(C); (b)(7)(F) I need my legal materials, etc. I'm literally running out of pens, paper and envelopes.. It's so absurd. I am in the law library again in the am so I'll try to call you around 12. thx.

I GOT MY BOOKS TODAY!!!!!!!!!! THEY ARE AWESOME!!!!!! Thank you.

Love you. Say hi to (b)(6); for me.

FROM: (b)(6); (b)(7)(C); (b)(7)(F)
TO: 71408050 LAYFIELD, PHILIP JAMES
SUBJECT: RE: Thursday 1pm
DATE: 04/19/2018 03:51 PM

Hi

(b)(6); is done. 110.

That is a very nice message. What a sweet guy, to bad he's going to New Jersey. Well if you recall when your not fighting with every person around you all day long you are a very nice caring loving person with lots to offer in advise, experience! And just general know how. You have always been and will be, someone to look up too for help or support.

That's why I love you.

What's (b)(6); desl? Sounds like his Cush lifestyle did not prepare him for prison. He needs to pull it together!

PHILIP JAMES LAYFIELD on 4/19/2018 4:07:00 PM wrote
Hi (b)(6);

We just talked about 45 minute ago. I left (b)(6); a message saying, "you must come see me today, no excuses." Her performance is so pitiful she should be ashamed of herself. Like I said, none of this will matter ultimately after next week.

Anyway, I forgot to tell you about a strange thing that happened last night. I was in my cell at 8:30pm, which is when we are supposed to go to get locked in for the night, but it sometimes takes the guards 15 minutes or so to come around. This black guy came to our door and knocked. I've seen him around but never really spoken to him. I opened the door and this is what he said, "Hi, I know that your name is Phil and we haven't really been introduced, but I'm leaving tommorrow for my sentence in New Jersey. I've never done anything like this and this may seem untraditional, but I just wanted to tell you that I admire you. I can tell by the way you conduct yourself that you are an amazing person and that you have a huge heart, but I can also tell that you are a very tough person and I'd love to have you on my team. Prison can turn good people into not so good people and I just want to you stay how you are. All of the guys in my group (meaning the black guys) all look up to you as well and they all say you are the coolest and nicest white person we've ever known. I know you are fighting your case and I am praying for you and I feel like you are going to win. You don't belong here."

My roommate (b)(6); was in the cell so it was totally awkward. It was one of the nicest things anyone has said to me in a long time, but all I could say was thank you. He had to run because the guards were coming and that was the last I ever saw of him. I can't even remember his name.

Anyway, that's my story for last night. BTW (b)(6); is totally miserable and I don't see how he is going to last.

I'll try and talk to you later.

Love you

NAME.....: LAYFIELD, PHILIP JAMES
REGISTER NO: 71408-050
RACE / SEX.: WHITE / MALE
RESIDENCE...: NEW YORK, NY 14052

UNIT.....: 75
DOB (AGE): 07-24-1973 (44)
ETHNIC...: OTHER THAN HISP
RSP OF...: LOS A-PRE

***** I N M A T E I N T E R V I E W *****

DATE / TIME ARRIVED: 03-22-2018 15:34

TIME INTERVIEWED: 4:30

- 1) DO YOU KNOW OF ANY REASON THAT YOU SHOULD NOT BE PLACED IN GENERAL POPULATION ? YES ___ NO X
- 2) HAVE YOU ASSISTED LAW ENFORCEMENT AGENTS IN ANY WAY ? YES ___ NO X
- 3) ARE YOU A CIM CASE ? YES ___ NO X
- 4) HAVE YOU TESTIFIED AGAINST ANYONE IN COURT ? YES ___ NO X
- 5) ARE YOU A MEMBER/ASSOCIATE OF ANY GANG ? YES ___ NO X
- 6A) HAVE YOU EVER BEEN SEXUALLY ASSAULTED ? YES ___ NO X
- 6B) HAVE YOU RECENTLY BEEN SEXUALLY ASSAULTED ? YES ___ NO X

INTERVIEWER COMMENTS: NO PROBLEMS

CIRCLE ONE:

I HAVE HAVE NOT RECEIVED A BUREAU OF PRISONS "ADMISSIONS AND ORIENTATION BOOKLET" DEFINING MY "RIGHTS AND RESPONSIBILITIES" AND THE "PROHIBITED ACTS AND DISCIPLINARY SEVERITY SCALE".

DO YOU WISH TO SELF-IDENTIFY YOUR SEXUAL ORIENTATION, GENDER IDENTITY, ANY DISABILITIES, AND/OR SELF-PERCEPTION OF VULNERABILITY ?

YES ___ NO ___ N/A X

INMATE COMMENT: _____

INMATE SIGNATURE: [Signature]

DATE: 3-22-18

INTERVIEWER

TITLE: CCC

DATE: 03-22-2018

(b)(6); (b)(7)(C);
(b)(7)(F)

T A F F C H E C K L I S T

PSI REVIEWED ?
CENTRAL FILE REVIEWED ?
IS THERE A HISTORY OF SEXUALLY AGGRESSIVE BEHAVIOR ?
COMMENTS: _____

YES ___ NO X
YES ___ NO X
YES ___ NO X

A. Per

IF GENERAL PHYSICAL APPEARANCE IS NOT GOOD, EXPLAIN: _____

PSYCH ALERT (YES/NO).....: NO

(IF YES, DO NOT RELEASE TO GENERAL POPULATION, NOTIFY PSYCHOLOGY)

OK FOR GENERAL POPULATION: YES X NO ___ (IF NO, EXPLAIN) _____

APR 10

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

This form is to be completed by each inmate upon initial entry into the custody of the BOP. Staff shall also complete and sign as appropriate. The form is then re-completed only when the inmate desires a change in any section.

Inmate's Name <u>Philip James Layfield</u>	Register No. <u>7140 8050</u>	Institution <u>LA-MOC</u>
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1. CORRESPONDENCE

The staff of each institution of the Bureau of Prisons has the authority to open all mail addressed to you before it is delivered to you. "Special Mail" (mail from the President and Vice President of the U.S., Attorneys, Members of the U.S. Congress, Embassies and Consulates, the U.S. Department of Justice (excluding the Bureau of Prisons but including U.S. Attorneys), other Federal Law enforcement officers, State Attorney General, Prosecuting Attorneys, Governors, U.S. Courts, (including U.S. Probation Officers and State Courts) may be opened only in your presence to be checked for contraband. This procedure occurs only if the sender adequately identifies himself or herself on the envelope and the front of the envelope is marked "Special Mail-Open only in the presence of the inmate." Other mail may be opened and read by the staff.

If you do not want your general correspondence opened and read, the Bureau will return it to the Postal Service. This means that you will not receive such mail. You may choose whether you want your general correspondence delivered to you subject to the above conditions, or returned to the Postal Service. Whatever your choice, special mail will be delivered to you, after it is opened in your presence and checked for contraband. You can make your choice by signing Part I or Part II.

Part I - General Correspondence to be Returned to the Postal Service

I have read or had read to me the foregoing notice regarding mail. I do not want my general correspondence opened and read. I REQUEST THAT THE BUREAU OF PRISONS RETURN MY GENERAL CORRESPONDENCE TO THE POSTAL SERVICE. I understand that special mail will be delivered to me, after it is opened in my presence and checked for contraband.

Signature of Inmate

Register No.

Date

Part II - General Correspondence to be Opened, Read and Delivered

I have read or had read to me the foregoing notice regarding mail. I WISH TO RECEIVE MY GENERAL CORRESPONDENCE. I understand that the Bureau of Prisons may open and read my general correspondence if I choose to receive same. I also understand that special mail will be delivered to me, after it is opened in my presence and checked for contraband.

Signature of Inmate

Register No. 71408050Date 3/23/18

Inmate refused to sign this form. He (she) was advised by me that the Bureau of Prisons retains the authority to open and read all general correspondence. The inmate was also advised that his (her) refusal to sign this form will be interpreted as an indication that he (she) wishes to receive general correspondence subject to the conditions in Part II above.

Printed Name/Signature of Staff Member

Date

2. AUTHORIZATION FOR DISPOSITION OF FUNDS

While confined within a prison facility under custody of the U.S. Attorney General or the Attorney General's designee(s), an inmate is prohibited from directly receiving or possessing (unless specifically authorized by the local institution) U.S. currency or checks, or other forms of negotiable instruments. To account for funds received on behalf of the inmate, the Bureau of Prisons establishes for each inmate a Prisoner's Trust Fund Account. The Director, Bureau of Prisons, or the Director's authorized designee(s) serves as the custodian of any and all funds received by an inmate while the inmate is incarcerated in the custody of the U.S. Attorney General.

I hereby (authorize) (~~do not authorize~~) (cross out one) the Director, Bureau of Prisons, or the Director's authorized designee(s), and the Warden or the Warden's authorized designee(s) in this or in any other federal institution in which I may later be confined, to sign my name as endorsement on all checks, money orders, or bank drafts, or other forms of negotiable instruments, for deposit to my credit in the Prisoner's Trust Fund Account, as long as I am a prisoner in the Bureau of Prisons. I understand that by not providing this authorization, I will not be able to receive checks, money orders, or bank drafts, or other forms of negotiable instruments while confined.

I further understand that all negotiable instruments sent to me should reference my name and register number in order to provide for proper deposit to my account. If my name and register number are not referenced the institution mail room officer may return the negotiable instrument to the sender.

Signature of Inmate

Register No. 71408050Date 3/23/18

Inmate refused to sign this form. He (she) was advised by me that his (her) refusal to sign this form will be interpreted as an indication that he (she) does not authorize the Bureau of Prisons to endorse on his (her) behalf all checks, money orders, or bank drafts, or other forms of negotiable instruments for deposit to his (her) credit in the Prisoner's Trust Fund Account and that he (she) will not be able to receive such funds while confined.

Printed Name/Signature of Staff Member

Date

Record Copy - Central File; Copy - Inmate

PDF

Prescribed by F5800

Replaces BP-407(58) of OCT 88

APR 10

ACKNOWLEDGMENT OF INMATE, PART 3 & 4 CDFRM

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

3. MONITORING OF INMATE TELEPHONE CALLS

The Bureau of Prisons reserves the authority to monitor (this includes recording) conversations on any telephone located within its institutions, said monitoring to be done to preserve the security and orderly management of the institution and to protect the public. An inmate's use of institutional telephones constitutes consent to this monitoring. A properly placed phone call to an attorney is not monitored. You must contact your unit team to request an unmonitored attorney call.

I have read or had read to me (cross out one) the above notification on the monitoring of inmate telephone calls. I understand that telephone calls I make from institution telephones may be monitored and recorded.

Signature of Inmate

Date 3/23/18

(b)(6); (b)(7)(C); (b)(7)(F)

I authorize the Bureau of Prisons to transmit my property and personal effects including money remaining to my credit in, or due me from the Bureau of Prisons to my next of kin in accordance with state law.

I agree further that disposition may be made of my personal property located within the prison facility, including clothing, in accordance with the rules and regulations of the Bureau of Prisons.

In case of serious illness or other emergency the above named persons may be contacted to be notified of my condition. I also desire and authorize that the following be notified.

NAME	RELATIONSHIP	ADDRESS	TELEPHONE NO.
(b)(6); (b)(7)(C); (b)(7)(F)			

(b)(6); (b)(7)(C); (b)(7)(F)

Signature of Inmate

Date 3/23/18

I hereby certify that the above notification was (cross out incorrect statements) (provided to the inmate to read) and/or was (read and fully explained by me to the inmate) before the inmate (voluntarily signed)/(refused to sign) day of March 20 18.

Printed Name/Signature of Staff Member

(b)(6); (b)(7)(C); (b)(7)(F)

Date 3-23-18

Record Copy - Central File; Copy - Inmate PDF

Prescribed by P5800

This form replaces BP-408(58) dated August 1991.

JUNE 10

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISON

Institution _____

Unit _____

Every effort will be made to provide a safe working environment. As a new commitment you are being provided with a copy of the safety regulations as reflected below, and a copy of the Inmate Accident Compensation Procedures. You are required to sign and date this form at the bottom to indicate you have received this information.

1. Each inmate worker is required to exercise care, cooperation, and common sense in the performance of his work assignment. Horseplay on the job will not be tolerated.
2. An inmate worker will perform only that work to which he is assigned. Unauthorized use of machines or equipment, or performance of work in an area not specifically assigned, is forbidden and subject to disciplinary action. Machines or equipment in the work area shall not be used to fabricate or repair personal items.
3. Inmate workers are not authorized to utilize personal radios while on the job detail.
4. Operating machinery without the use of safety guard(s) as provided is forbidden and subject to disciplinary action.
5. Do not adjust, oil, clean, repair, or perform any other maintenance to any machinery while it is in motion. Stop the machinery first and use lock-out devices when provided.
6. To protect against physical injury and/or health hazard, each inmate worker is required to use all safety equipment provided. Personal protective equipment such as hard hats, hearing protection, goggles, respirators, aprons, arm guards, wire mesh gloves, and safety shoes are to be used in designated areas and must be worn in the proper manner.
7. Safety equipment must be worn in accordance with the institution personal protective assessment.
8. Vehicle drivers must obey all institutional driving rules.
9. Do not ride on tractors, forklifts, or any other tow vehicle. The operator is the only person authorized in the use of such machinery.
10. Do not stand up in a moving vehicle or attempt to dismount before the vehicle has come to a complete stop. Sit on seats provided and keep safety chains in place on open back vehicles.
11. Smoking is prohibited.
12. Safety hazards are to be reported to your work supervisor immediately. If the work supervisor does not agree that an unsafe condition exists, you are to report the unsafe condition to the institution's Safety Manager for further consideration.
13. If you are injured while performing your work assignment, no matter how minor it may seem, report the injury report to your work supervisor. Failure to report a work injury within a maximum of 48 hours may result in the forfeiture of lost time wages and/or inmate accident compensation.
14. If you suffer a work injury, and feel your injury has resulted in some degree of physical impairment, you may file a claim for Inmate Accident Compensation. To do so, you should contact the Safety Manager 45 days prior to your release or transfer to a Community Treatment Center. The Safety Manager will assist you in completing your claim and which must be performed with regard to your claimed injury.

I hereby

(b)(6); (b)(7)(C); (b)(7)(F)

information.

Witnessed by

Inmate Name

Philip James Co-field

Inmate Signature

Reg. No.

Date

71408050

3/23/18

cc: Signed copy will be forwarded to the Inmate Central File. Refusal to sign for receipt will be noted on the form.

NOTE: Should the inmate indicate in any way he is unable to read, safety regulations will be read to him, and Inmate Accident Compensation Procedures explained.

JUN 10

WAIVER/NOTICE OF SEPARATION

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

I. INSTRUCTIONS.

The staff member conducting intake screening shall advise the pretrial inmate, depending upon the design, structure, and operation of the individual institution, that the inmate may have contact with convicted inmates. The inmate is to be asked to sign the appropriate portion in Section II of this Pretrial Inmate Work Waiver/Notice of Separation. If the inmate refuses to sign this segment of the form, staff shall document this refusal on the form.

A pretrial inmate who wishes to waive the exemption from work must sign the appropriate portion in Section IV of this Pretrial Inmate Work Waiver/Notice of Separation. This form must be completed prior to the issuance of a work assignment. If the inmate's behavior suggests an inability to comprehend the waiver, or if the inmate has been admitted to a mental health referral for evaluation or treatment, the inmate must be referred to a mental health professional for an assessment as to competency to sign the waiver. The waiver may be rescinded at the inmate's request and reasons for the rescission should be documented in Section V of this form and signed by a staff member. The waiver shall be maintained in the inmate's unit file or record office file and will remain in the file as a permanent document. The inmate may be given a copy of this form if the inmate so requests.

II. NOTICE OF SEPARATION

A. I understand that it is possible that I will have contact with inmates already convicted of a crime. I am/am not (circle one) aware of any reason why being contact with convicted prisoners would pose a threat to my safety or the safe

(b)(6); (b)(7)(C); (b)(7)(F)

Inmate Signature

Reg. No.

Date

Staff Signature/Title

B. Inmate Refuses to Sign

Date

Staff Signature/Title

REASONS STATED (IF ANY):

As a pretrial detainee who is innocent until proven guilty, I am being held in violation of my constitutional rights. The BPO must take every precaution possible to make sure that I am not held with violent offenders since the alleged crime I am charged with is a non-violent white collar crime. I am also currently, being detained in violation of my right to a speedy trial under the 6th Amendment and the Speedy Trial Act

III. POLICY.

Bureau of Prisons policy states a pretrial inmate may not be compelled to work other than to perform housekeeping tasks in the inmate's own cell and in the community living area.

FOR STAFF USE ONLY

I am referring this inmate to the institution's psychologist/psychiatrist because:

_____ The inmate's behavior suggests the inmate may not be able to comprehend this waiver.

_____ The inmate has been admitted for mental evaluation or treatment.

Staff signature/printed name/title

date

IV. WORK WAIVER

I have read or had read to me the policy provisions in Section II of this form and would like to volunteer for a work assignment which entails more than housekeeping tasks. I understand that as a person not convicted of a crime I may not be required to work.

1/1
Inmate Signature

71408052
Reg. No.

3/2/18
Date

(b)(6); (b)(7)(C); (b)(7)(F)

1 ghw
Staff Signature/Title

V. REVOCATION OF WAIVER

I hereby rescind the work waiver previously claimed above:

Inmate Signature

Reg. No.

Date

Staff Signature/Title

STAFF COMMENTS:

WDP

Prescribed by F7331

Replaces BP-203(73) OF APR 80 and BP-S203(73) of May 94

JUN 10

INMATE ACTIVITY RECORD

U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF PRISONS

NAME LAYFIELD, Philip James		REGISTER NUMBER 71408-050		INSTITUTION MDC Los Angeles	
Date	Issue	Initials	Staff Members		
03/23/2018	48HR REVIEW	BT	TURNER		

ACTION

ARS: A-PRE
CIM: NO
OFF: MAIL FRAUD

Date	Issue	Initials	Staff Members
4/16/18	21 day review	(b)(6); (b)(7)(C); (b)(7)(F)	

ACTION

Trial 5/15/18

Date	Issue	Initials	Staff Members
4/27/18	FOIA Claim Form	(b)(6); (b)(7)(C); (b)(7)(F)	

Inmate Layfield requested a FOIA claim form, provided on 4/27/18.

ACTION

Date	Issue	Initials	Staff Members
4/28/18	90 day review	(b)(6); (b)(7)(C); (b)(7)(F)	

Trial 8/14/18

ACTION

Date	Issue	Initials	Staff Members

ACTION

FILE IN SECTION 2 UNLESS APPROPRIATE FOR PRIVACY FOLDER

SECTION 2

PRE-TRIAL INMATE INTERVIEW FORM

U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF PRISONS

LAYFIELD, Philip James
Inmate Name

71408-050
Reg. No.

03/23/2018
Date

1. Bond Information: None
2. Offense: Mail Fraud
3. Detainer: None known
4. Prior Commitments (Offense/Facility/Year): None known
5. History of Escape (Year) : None
6. History of Violence (Year) : None
7. Medical/Psychological None known
Concerns: _____
8. SENTRY Information: Ok
9. Separation Needs No
No
10. Notoriety: No
11. Most Recent Employment: Attorney
12. Language Spoken: English

Case Manager's Recommendation: Maintain positive family ties through visits and telephone. Maintain clear conduct through next review.

Interviewer's Signature

(b)(6); (b)(7)(C); (b)(7)(F)

Unit Manager's Comments

JUN 10

PRE-TRIAL INMATE REVIEW REPORT

U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF PRISONS

Institution		Unit	
MDC LOS Angeles		6 South	
2:18-cr-00124-MWF-1			
1. Name	2. Reg. No.	3. Date	
LAYFIELD, Philip James	71408-050		
4. Initial Pre-Trial Review Date	5. Inmate Present (Yes/No)		
6. Key Indicators/Considerations: The following items were considered or reviewed during your Pre-Trial Review.			
Separation Needs	No	Media Interest	No
Work	Unassigned	Counseling	As needed
Quarters	I06-963U	Detainers	None
Intake Screening & other Pre-trial notification forms	Ok	Behavioral Adjustment Custody	Good
Education/VT	Law Degree	Mental/Physical Health	Carel
Religious Programming	Christian	Visiting	Yes
Recreation	Daily	Bail Status	Pending
Court Status	Trial		
7. Next Court Date:	05/15/2018	8. Asst U.S. Atty:	CACD
9. Team Comments: (To include changes in present status)			
Maintain positive family ties through visits and telephone. Maintain clear conduct through next review.			

(b)(6); (b)(7)(C); (b)(7)(F)

Team Chairperson

Date of next review:

Inmate

Date

cc: Inmate File

• unable to access discovery, because MDC refuses to provide access to Microsoft Word, Excel, Powerpoint, Outlook, Adobe Pro for bookkeeping

• unable to exercise because MDC refuses to honor medical shoe needs.

• unable to prepare for trial due to limits on pen & paper

• many other constitutional violations too numerous to list on this form

FILE IN SECTION 2 UNLESS APPROPRIATE FOR PRIVACY FOLDER

SECTION 2

JUN 10

PRE-TRIAL INMATE REVIEW REPORT

U.S. DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF PRISONS

Institution		Unit
MDC LOS Angeles		6 South
2:18-cr-00124-MWF-1		
1. Name	2. Reg. No.	3. Date
LAYFIELD, Philip James	71408-050	06/29/2018
4. Initial Pre-Trial Review Date	5. Inmate Present (Yes/No)	

6. Key Indicators/Considerations: The following items were considered or reviewed during your Pre-Trial Review.

Separation Needs	<u>No</u>	Media Interest	<u>No</u>
Work	<u>Unassigned</u>	Counseling	<u>As needed</u>
Quarters	<u>I05-922L</u>	Detainers	<u>None</u>
Intake Screening & other Pre-trial notification forms	<u>Ok</u>	Behavioral Adjustment Custody	<u>1 I/R</u>
Education/VT	<u>Law Degree</u>	Mental/Physical Health	<u>Care 1</u>
Religious Programming	<u>Christian</u>	Visiting	<u>Yes</u>
Recreation	<u></u>	Bail Status	<u>Order Pend</u>
Court Status	<u>Trial Date</u>		
7. Next Court Date:	<u>08/14/2018</u>	8. Asst U.S. Atty:	<u>CACD</u>

9. Team Comments: (To include changes in present status)
Continue to maintain family ties through visits and telephone.

(b)(6); (b)(7)(C); (b)(7)(F)

Date of next review: 09/21/2018

06/29/2018

Inmate

Date

cc: Inmate File

FILE IN SECTION 2 UNLESS APPROPRIATE FOR PRIVACY FOLDER

SECTION 2

n-PRE

NAME.....: LAYFIELD, PHILIP JAMES
REGISTER NO: 71408-050
RACE / SEX.: WHITE / MALE
RESIDENCE..: NEW YORK, NY 14052

DOB (AGE): 07-24-1973 (44)
ETHNIC...: OTHER THAN HISP
RSP OF...: OKL A-HLD

DESTINATION: *Ujm-CA-c*

LEVEL/CUSTODY: UNASSG /IN
PROJ REL DATE:
DETAINERS....: NO
NOTIFICATIONS: NO
PSYCH ALERT..: NO

ESCAPE.....:
VIOLENCE...:
HGT.: 603 HAIR: BN
WGT.: 245 EYES: BN
OFFN/CHG RMKS: MAIL FRAUD

NOTE SENSITIVE-LIMITED OFFICIAL USE CMC AND SEPARATEE HARDCOPY DATA ATTACHED

GENERAL PHYSICAL APPEARANCE (COMMENTS):

LIST ANY NON-ROUTINE SECURITY NEEDS:

NAME OF NEAREST RELATIVE OF INMATE:

CITY AND STATE OF RELATIVE.....:

ADDITIONAL COMMENTS:



**GOOD
ROUTINE
LIMITED INFORMATION**

NOTE: STATEMENT TO TRANSPORTING OFFICER:

"SENSITIVE - LIMITED OFFICIAL USE DOCUMENT - SECURITY MUST BE MAINTAINED."

TRANSPORTING OFFICER: _____ AGENCY: _____

PREPARED BY: M.RUDKIN

TITLE: CSO

DATE: 03-13-2018

GOOD
ROUTINE
LIMITED INFORMATION

NAME.....: LAYFIELD, PHILIP JAMES
REGISTER NO.: 71408-050
RACE / SEX.: WHITE / MALE
RESIDENCE...: NEW YORK, NY 14052

UNIT.....: _____
DOB (AGE): 07-24-1973 (44)
ETHNIC...: OTHER THAN HISP
RSP OF...: OKL A-HLD

***** I N M A T E I N T E R V I E W *****

DATE / TIME ARRIVED: 03-13-2018 _____ TIME INTERVIEWED: _____

- 1) DO YOU KNOW OF ANY REASON THAT YOU SHOULD NOT BE PLACED IN GENERAL POPULATION ? YES _____ NO ☒
- 2) HAVE YOU ASSISTED LAW ENFORCEMENT AGENTS IN ANY WAY ? YES _____ NO ☒
- 3) ARE YOU A CIM CASE ? YES _____ NO ☒
- 4) HAVE YOU TESTIFIED AGAINST ANYONE IN COURT ? YES _____ NO ☒
- 5) ARE YOU A MEMBER/ASSOCIATE OF ANY GANG ? YES _____ NO ☒
- 6A) HAVE YOU EVER BEEN SEXUALLY ASSAULTED ? YES _____ NO ☒
- 6B) HAVE YOU RECENTLY BEEN SEXUALLY ASSAULTED ? YES _____ NO ☒

INTERVIEWER COMMENTS: _____

YOU HAVE HAD THE OPPORTUNITY TO RECEIVE/REVIEW THE "RIGHTS AND RESPONSIBILITIES" AS WELL AS "DISCIPLINARY ACTS/SEVERITY SCALES." IN ADDITION, THIS INFORMATION IS POSTED IN THE UNIT BULLETIN BOARDS AS THE INFORMATION HANDBOOK.

CIRCLE ONE:

I HAVE / HAVE NOT RECEIVED A BUREAU OF PRISONS "ADMISSIONS AND ORIENTATION BOOKLET" DEFINING MY "RIGHTS AND RESPONSIBILITIES" AND THE "PROHIBITED ACTS AND DISCIPLINARY SEVERITY SCALE".

DO YOU WISH TO SELF-IDENTIFY YOUR SEXUAL ORIENTATION, GENDER IDENTITY, ANY DISABILITIES, AND/OR SELF-PERCEPTION OF VULNERABILITY ? YES _____ NO ☒ N/A _____

INMATE COMMENT: _____

INMATE SIGNATURE: _____ DATE: 3/13/18

INTERVIEWER (b)(6); (b)(7)(C); (b)(7)(F) TITLE: CSO DATE: 03-13-2018

***** S T A F F C H E C K L I S T *****

PSI REVIEWED ? YES _____ NO ☒
CENTRAL FILE REVIEWED ? YES _____ NO ☒
IS THERE A HISTORY OF SEXUALLY AGGRESSIVE BEHAVIOR ? YES _____ NO ☒
COMMENTS: _____

REFER TO INTRANSIT DATA

IF GENERAL PHYSICAL APPEARANCE IS NOT GOOD, EXPLAIN: _____

PSYCH ALERT (YES/NO).....: NO ☒ (IF YES, DO NOT RELEASE TO GENERAL POPULATION, NOTIFY PSYCHOLOGY)
OK FOR GENERAL POPULATION: YES ☒ NO ☒ (IF NO, EXPLAIN) _____

THESE DATA ARE NOT TO BE USED FOR THE PURPOSES OF THE
PROGRAM AND ARE NOT TO BE DISCLOSED TO ANY OTHER
PERSON OR ORGANIZATION WITHOUT THE WRITTEN
CONSENT OF THE NATIONAL AERONAUTICS AND SPACE
ADMINISTRATION

REFER TO INTRANSIT DATA



U.S. DEPARTMENT OF JUSTICE
United States Marshals Service
Central District of California

Los Angeles, Ca. 90012

INMATE RELEASE ORDER

Name of prisoner: LAYFIELD, PHILIP

Registrations Number: 71408-052 Booking # _____

Current Locations: ☒ MDC-LOC ☐ SBCJ ☐ OTHER

☐ Release this prisoner from USMS custody, as soon as possible.

☐ Release this prisoner only to the custody of:

☐ U.S. Probation & Parole: _____

☐ U.S. Pre-Trial Services: _____

☐ Other: _____

☐ AGENCY: _____

☐ CONTACT: _____ PHONE: _____

☐ Copy of warrant/NCIC printout/detainer attached

☐ Release this prisoner to:

AGENCY: _____

CONTACT: _____ PHONE: _____

*If the agency does not pick the prisoner up by _____
Then please release the prisoner from custody as soon as possible.

☐ Copy of warrant/NCIC printout/detainer attached

BY:

(b)(6); (b)(7)(C); (b)(7)(F)

Adam N. Torres
U.S. Marshal

Date

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

To: United States Marshal

No. 37682

Pursuant to an Order of the Court, you are authorized and directed to: ☒ Release from custody ☐ Remand into custody ☐ Forthwith Release

Name: ~~PHILIP~~ ^{Sl} PHILIP JAMES LAYFIELD

☒ Defendant ☐ Material Witness

Case No.: CR 19-124 MVE

Charge(s): 18 USC 1341; 18 USC 1956(2)(A)(i); 2(b)

☐ Case has been dismissed

RELEASE CONDITIONS ARE PENDING:

☐ Trial ☐ Appeal

☐ RELEASE ONLY TO FEDERAL PRETRIAL SERVICES AGENCY

☐ \$ _____ ☐ Corporate Surety or ☐ Cash

☐ \$ _____ A.B. Unsecured

☒ \$ 450,000- A.B. with ☒ Cash Deposit \$ _____

☒ Surety - Signature Only or Unsecured Affidavit

☐ Personal Recognizance

☒ Surety - Full Justification and Deeding of Property

☐ DEFENDANT SENTENCED TO A PERIOD OF INCARCERATION

☐ Other: _____

Issued at: ☒ Los Angeles ☐ Santa Ana ☐ Riverside

on 8/1/2019 at 1:29 ☐ a.m. ☒ p.m.

Received by:

Robert M. [Signature]
Deputy U.S. Marshal

Signed By:

[Signature]
United States Magistrate Judge

DISTRIBUTION:

WHITE - U.S. MARSHAL

BLUE - U.S. ATTORNEY

PINK - PSA

GREEN - REMAINS IN BOOK

M-31 (05/13)

RELEASE FROM/REMAND INTO CUSTODY PER ORDER OF MAGISTRATE JUDGE

Prepared on: 08/01/2018

United States Marshals Service - LIMITED OFFICIAL USE
USM-129 Individual Custody/Detention Report



Name: LAYFIELD, PHILIP JAMES	USMS Number: 71408-050	FID: 10515872
------------------------------	------------------------	---------------

I. IDENTIFICATION DATA

USMS NUMBER: 71408-050 ADDRESS: 300 METERS NORTH/300 METERS WEST OF THE OAKS CONDO COTO DE CAZA SUR TAMARINDO, DOB: 07/24/1973 AGE: 45 POB: NEW YORK, NY CURRENT INST: LOS - Los Angeles MDC ADMITTED: 03/22/2018					
NAME: LAYFIELD, PHILIP JAMES PHONE:					
SEX: M	RACE: W	HAIR: GRY	EYE: BRO	HEIGHT: 6'03"	WEIGHT: 245
SSN: 238-57-8140		FBI NBR/UCN: 111694PA3		ALIEN NBR:	
** SPECIAL CAUTIONS AND MEDICAL Medical Concerns Diabetic Medical Concerns		REMARKS 02/26/2018; HIGH BLOOD PRESSURE 02/26/2018 HEART CONDITION		SEPARATEE	
TB CLEARANCE STATUS NOT CLEARED		ASSESSMENT DATE		EXPIRED	
DNA TEST DATE	TAKEN?	DEPUTY	REMARKS/KIT #		
N/A	No	N/A	HSI CASE		
DETAINER DATE	L/R	ACTIVE?	AGENCY	REMARK	
//****		N			
PRISONER ALIAS PESIN, PHILIP SAMUEL		ALIAS REMARK			
GENERAL REMARKS HSI S/A (b)(6); (b)(7)(C); (b)(6); (b)(7)(C);					

II. CUSTODY INFORMATION

Custody 1	CUSTODY START DATE: 02/24/2018	END DATE: **/**/****
-----------	--------------------------------	----------------------

Printed by District: 12

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 Page 1 of 2

Prepared on: 08/01/2018

United States Marshals Service - LIMITED OFFICIAL USE
USM-129 Individual Custody/Detention Report



Name: LAYFIELD, PHILIP JAMES		USMS Number: 71408-050		FID: 10515872	
------------------------------	--	------------------------	--	---------------	--

CUSTODY STATUS	OFFICE	START DATE:	END DATE	REMARK
WOR-INITIAL-APPEARANCE	D50	02/24/2018	02/24/2018	
WT-CASE-RESOLVE	D50	02/24/2018	03/02/2018	
WT-TRANSFER	D50	03/02/2018	03/13/2018	106'ED TO USMS C/CA.
TRANSFERRED	D50	03/13/2018	03/22/2018	D/NJ TOT AIRLIFT RULE 5 DIST OF CENTRAL CALI
RC-TRANSFER	E12	03/22/2018	03/22/2018	SHT00302-18-8
WT-CASE-RESOLVE	E12	03/22/2018		

COURT CASE 1	DISTRICT OFFICE	JUDGE	US ATTORNEY	DEFENSE ATTORNEY
2:18-CR-00124	CA/C LOS ANGELES (MAIN 350 1st St)			

Arrests	ARREST DATE	ARRESTING AGENCY	ARREST LOCATION	WARRANT NUMBER
	02/24/2018	IMMIGRATION & CUSTOMS ENFORCEMENT		

Offenses	CODE	OFFENSE	REMARK	DISPOSITION
	2603	Mail Fraud		

COURT CASE STATUS	START DATE	END DATE	REMARK
WOR	02/24/2018	02/24/2018	RULE 5 TO CENTRAL DISTRICT OF CALIFORNIA
WT-WOR-MAGIS	02/24/2018	03/02/2018	PENDING BAIL HEARING ON 3/2/18
WT-WOR-ORDER	03/02/2018	03/02/2018	
RC-WOR-ORDER	03/02/2018		

INST	INSTITUTION NAME	ADMIT	RELEASE	BOARDED	ACTION OR DISPOSITION
OTH	OTHER	02/24/2018	02/26/2018	2	LODGE IN CLINTON AVE NWK PD BY FEDERAL AGENTS
GBH	Essex County Correctional Facility	02/26/2018	03/13/2018	15	
LOS	Los Angeles MDC	03/22/2018	**/**/****	133	
TOTAL DAYS BOARDED 150 (0 END, 0 MED)					

III. MEDICAL CONDITION/TREATMENT HISTORY

DATE SERVICE PROVIDED	VENDOR	SERVICE PROVIDED
//****		

Printed by District: 12

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 Page 2 of 2

United States Marshals Service - LIMITED OFFICIAL USE
USM-129 Individual Custody/Detention Report



Name: LAYFIELD, PHILIP JAMES	USMS Number: 71408-050	FID: 10515872
------------------------------	------------------------	---------------

I. IDENTIFICATION DATA

USMS NUMBER: 71408-050		NAME: LAYFIELD, PHILIP JAMES	
ADDRESS: 300 METERS NORTH/300 METERS WEST OF THE OAKS CONDO COTO DE CAZA SUR TAMARINDO,		PHONE:	
DOB: 07/24/1973	AGE: 44	POB: NEW YORK, NY	
CURRENT INST: GBH - Essex County Correctional Facility		ADMITTED: 02/26/2018	

SEX: M	RACE: W	HAIR: GRY	EYE: BRO	HEIGHT: 6'03"	WEIGHT: 245
--------	---------	-----------	----------	---------------	-------------

SSN: 238-57-8140	FBI NBR/UCN: 111694PA3	ALIEN NBR:
------------------	------------------------	------------

** SPECIAL CAUTIONS AND MEDICAL	REMARKS	SEPARATE
Medical Concerns	02/26/2018; HIGH BLOOD PRESSURE	
Diabetic		
Medical Concerns	02/26/2018 HEART CONDITION	

TB CLEARANCE STATUS	ASSESSMENT DATE	EXPIRED
NOT CLEARED		

DNA TEST DATE	TAKEN?	DEPUTY	REMARKS/KIT #
N/A	No	N/A	HSI CASE

DETAINER DATE L/R	ACTIVE?	AGENCY	REMARK
//****	N		

PRISONER ALIAS	ALIAS REMARK
NONE	

GENERAL REMARKS	
HSI S/A	(b)(6); (b)(7)(C); (b)(7)(F); (b)(6); (b)(7)(C); (b)(7)(F)

II. CUSTODY INFORMATION

Custody 1	CUSTODY START DATE: 02/24/2018	END DATE: **/**/****
------------------	---------------------------------------	-----------------------------

CUSTODY STATUS	OFFICE	START DATE:	END DATE	REMARK
WOR-INITIAL-APPEARANCE	D50	02/24/2018	02/24/2018	
WT-CASE-RESOLVE	D50	02/24/2018	03/02/2018	
WT-TRANSFER	D50	03/02/2018		106'ED TO USMS C/CA.

Printed by District: 50

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 Page 1 of 2



United States Marshals Service - LIMITED OFFICIAL USE
USM-129 Individual Custody/Detention Report



Name: LAYFIELD, PHILIP JAMES	USMS Number: 71408-050	FID: 10515872
------------------------------	------------------------	---------------

COURT CASE 1	DISTRICT OFFICE	JUDGE	US ATTORNEY	DEFENSE ATTORNEY	
2:18-MJ-00070	NJ NEWARK (Criminal Desk)				
Arrests	ARREST DATE	ARRESTING AGENCY	ARREST LOCATION	WARRANT NUMBER	
	02/24/2018	IMMIGRATION & CUSTOMS ENFORCEMENT			
Offenses	CODE	OFFENSE	REMARK	DISPOSITION	
	2603	Mail Fraud			
COURT CASE STATUS	START DATE	END DATE	REMARK		
WOR	02/24/2018	02/24/2018	RULE 5 TO CENTRAL DISTRICT OF CALIFORNIA		
WT-WOR-MAGIS	02/24/2018	03/02/2018	PENDING BAIL HEARING ON 3/2/18		
WT-WOR-ORDER	03/02/2018	03/02/2018			
RC-WOR-ORDER	03/02/2018				
INST	INSTITUTION NAME	ADMIT	RELEASE	BOARDED	ACTION OR DISPOSITION
OTH	OTHER	02/24/2018	02/26/2018	2	LODGE IN CLINTON AVE NWK PD BY FEDERAL AGENTS
GBH	Essex County Correctional Facility	02/26/2018	**/**/****	5	
TOTAL DAYS BOARDED 7 (0 BND, 0 MED)					

III. MEDICAL CONDITION/TREATMENT HISTORY

DATE SERVICE PROVIDED	VENDOR	SERVICE PROVIDED
//****		

OFFICIAL LIMITED USE

eDesignate Movement Request for USMS No 71408-050



UNITED STATES DISTRICT COURT

for the

District of

New Jersey

UNITED STATES OF AMERICA

V.

COMMITMENT TO ANOTHER DISTRICT

PHILIP JAMES LAYFIELD

DOCKET NUMBER

MAGISTRATE JUDGE CASE NUMBER

District of Arrest

District of Offense

District of Arrest

District of Offense

2:18-mj-6028

MJ18-0070

CHARGES AGAINST THE DEFENDANT ARE BASED UPON AN

☐ Indictment☐ Information☐ Complaint☐ Other (specify)

charging a violation of 18 U.S.C. § 1341

DISTRICT OF OFFENSE

CENTRAL DISTRICT OF CALIFORNIA

DESCRIPTION OF CHARGES:

Mail Fraud

CURRENT BOND STATUS:

☐ Bail fixed at

and conditions were not met

☒ Government moved for detention and defendant detained after hearing in District of Arrest☐ Government moved for detention and defendant detained pending detention hearing in District of Offense☐ Other (specify)Representation: ☐ Retained Own Counsel ☒ Federal Defender Organization ☐ CJA Attorney ☐ NoneInterpreter Required? ☒ No ☐ Yes Language:

TO: THE UNITED STATES MARSHAL

You are hereby commanded to take custody of the above named defendant and to transport that defendant with a certified copy of this commitment forthwith to the district of offense as specified above and there deliver the defendant to the United States Marshal for that District or to some other officer authorized to receive the defendant.

2 March 2018

Date

X

Judge

RETURN

This commitment was received and executed as follows:

DATE COMMITMENT ORDER RECEIVED

PLACE OF COMMITMENT

DATE DEFENDANT COMMITTED

DATE

UNITED STATES MARSHAL

(BY) DEPUTY MARSHAL



LEAVE BLANK

CRIMINAL

(STAPLE HERE)

LEAVE BLANK

FD-249 (Rev. 3-1-10)

STATE USAGE

SIGNATURE OF PERSON FINGERPRINTED

Last Name

LAYFIELD

First Name

PHILIP

Middle Name

JAMES

Suffix

Ht 6' 3"

Wt 245

Hr BRO

Ey BRO

03-22-2018



REG# 71408-050 LOS

71408-050 LAYFIELD

ALIASES-MAIDEN

LAST NAME FIRST NAME MIDDLE NAME SUFFIX

FBI NO

STATE IDENTIFICATION NO

DATE OF BIRTH MM DD YY

SEX

RACE

HEIGHT

WEIGHT

EYES

HAIR

(b)(6); (b)(7)(C); (b)(7)(F)

LEAVE BLANK

CRIMINAL

(STAPLE HERE)

LEAVE BLANK

STATE USAGE

SIGNATURE OF PERSON FINGERPRINTED

ALIASES/MAIDEN
LAST NAME, FIRST NAME MIDDLE NAME, SUFFIX

Last Name
LAYFIELD
First Name
PHILIP
Middle Name
JAMES

Suffix

Ht. **6' 3"** Wt. **245**

Hr. **BRO** Ey. **BRO**

REG# **71408-050 LOS**

03-22-2018



71408-050 LAYFIELD

FBI NO.
111694PA3

STATE IDENTIFICATION NUMBER

DATE OF BIRTH MM DD YY
07/24/1973

SEX
M

RACE
W

HEIGHT
6' 03"

WEIGHT
245

EYES
BN

HAIR
BN

(b)(6); (b)(7)(C); (b)(7)(F)

**FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE
CRIMINAL JUSTICE INFORMATION SERVICES DIVISION, CLARKSBURG, WV 26306**

The FBI's acquisition, preservation, and exchange of identification information is generally authorized under 28 USC 534. This FD-249 is to be used for criminal justice purposes, such as incident to arrests and incarcerations. The Applicant form (FD-258) contains applicable Paperwork Reduction Act and Privacy Act notices and should be used for noncriminal justice purposes. "A Social Security Account Number (SSAN) is helpful to keep records accurate because other people may have the same name and birth date. Pursuant to the Federal Privacy Act of 1974 (5 USC 552a), any Federal, State, or local government agency which requests an individual to disclose his/her SSAN is responsible for informing the person whether disclosure is mandatory or voluntary, by what statutory or other authority the SSAN is solicited, and what uses will be made of it." FD-249 (Rev.3-1-10)

JUVENILE FINGERPRINT SUBMISSION YES <input type="checkbox"/> TREAT AS ADULT YES <input type="checkbox"/>		DATE OF ARREST MM DD YY 03/22/2018		ORI CA019067C CONTRIBUTOR ADDRESS REPLY YES <input checked="" type="checkbox"/> DESIRED?	
SEND COPY TO (ENTER ORI)		DATE OF OFFENSE MM DD YY		PLACE OF BIRTH (STATE OR COUNTRY) NY	
MISCELLANEOUS NUMBERS		SCARS, MARKS, TATTOOS, AND AMPUTATIONS			
		RESIDENCE/COMPLETE ADDRESS UNKNOWN NEW YORK, NY, 14052		CITY NEW YORK	STATE NY
OFFICIAL TAKING FINGERPRINTS (NAME OR NUMBER) <div style="border: 1px solid red; padding: 2px;">(b)(6); (b)(7)(C); (b)(7)(F)</div>		LOCAL IDENTIFICATION/REFERENCE 71408050		PHOTO AVAILABLE? YES <input type="checkbox"/> PALM PRINTS TAKEN? YES <input type="checkbox"/>	
EMPLOYER: IF U.S. GOVERNMENT, INDICATE SPECIFIC AGENCY. IF MILITARY, LIST BRANCH OF SERVICE AND SERIAL NO.				OCCUPATION	
CHARGE/CITATION 1.				DISPOSITION 1.	
2.				2.	
3.				3.	
ADDITIONAL				ADDITIONAL	
ADDITIONAL INFORMATION/BASIS FOR CAUTION				STATE BUREAU STAMP	

LIMITED OFFICIAL USE